

(12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property Organization
International Bureau



(43) International Publication Date
11 July 2002 (11.07.2002)

PCT

(10) International Publication Number
WO 02/053586 A2

- (51) International Patent Classification⁷: C07K 14/00 (81) Designated States (*national*): AB, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, OM, PH, PL, PT, RO, RU, SD, SB, SG, SI, SK, SL, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZM, ZW.
- (21) International Application Number: PCT/US02/00314 (84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).
- (22) International Filing Date: 7 January 2002 (07.01.2002)
- (25) Filing Language: English
- (26) Publication Language: English
- (30) Priority Data:
60/260,478 8 January 2001 (08.01.2001) US
- (71) Applicant (*for all designated States except US*): THE BURNHAM INSTITUTE [US/US]; 10901 N. Torrey Pines Road, La Jolla, CA 92037 (US).
- (72) Inventor: MAEDA, Susumu (deceased).
- (72) Inventors; and
- (75) Inventors/Applicants (*for US only*): HUANG, Qihong [CN/US]; * (US). REED, John, C. [US/US]; 17044 El Camino Real, P.O. Box 137, Rancho Santa Fe, CA 92067 (US). DEVERAUX, Quinn, L. [US/US]; * (US).
- (74) Agents: WETHERELL, John, R., Jr. et al.; Pillsbury Winthrop LLP, 50 Fremont Street, P.O. Box 7880, San Francisco, CA 94105-7880 (US).

Published:

— without international search report and to be republished upon receipt of that report

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

WO 02/053586 A2

(54) Title: INHIBITOR OF APOPTOSIS PROTEINS AND NUCLEIC ACIDS AND METHODS FOR MAKING AND USING THEM

(57) Abstract: The invention provides polypeptides comprising inhibitor of apoptosis protein (IAP) family members, such as BmIAP initially derived from *Bombyx mori* BmN cells, and nucleic acids encoding them, and methods for making and using these compositions, including their use for inhibiting apoptosis.

**INHIBITOR OF APOPTOSIS PROTEINS AND NUCLEIC ACIDS AND
METHODS FOR MAKING AND USING THEM**

PRIORITY INFORMATION

This application claims priority to United States Provisional Application Serial No.
6 60/260,478, filed January 8, 2001.

**STATEMENT AS TO RIGHTS TO INVENTIONS MADE UNDER
FEDERALLY SPONSORED RESEARCH**

This invention was made in part with Government support under National Institutes of Health grants ES02701, AG15402, ES 04699, CA30199 (NCI); U.S. 10 Department of Agriculture grants 97-35302-4406, 9802852; Binational Agriculture Research and Development grant 96-34339-3532; and, National Institute of Environmental Health Science grant ES 05707. The Government may have certain rights in the invention.

TECHNICAL FIELD

15 This invention generally pertains to the fields of cell biology and molecular biology. In particular, this invention provides polypeptides comprising the inhibitor of apoptosis protein (IAP) family member BmIAP, initially derived from silkworm *Bombyx mori* BmN cells, and nucleic acids encoding them, and methods for making and using these compositions, including their use for inhibiting caspase proteases and apoptosis.

20 **BACKGROUND**

Apoptosis or programmed cell death is a cellular suicide process in which damaged or harmful cells are eliminated from multicellular organisms. Cells undergoing apoptosis have distinct morphological changes including cell shrinkage, membrane blebbing, chromatin condensation, apoptotic body formation and fragmentation. This cell suicide 25 program is evolutionarily conserved across animal and plant species. Apoptosis plays an important role in the development and homeostasis of metazoans and is also critical in insect embryonic development and metamorphosis. Furthermore, apoptosis acts as a host defense mechanism. For example, virally infected cells are eliminated by apoptosis to limit the propagation of viruses. Apoptosis mechanisms are involved in plant reactions to biotic and abiotic insults. Dysregulation of apoptosis has been associated with a variety of 30 human diseases including cancer, neurodegenerative disorders and autoimmune diseases. Accordingly, identification of novel mechanisms to manipulate apoptosis provides new means to study and manipulate this process.

The first "inhibitor of apoptosis protein" (IAPs) was identified in a baculovirus. The baculovirus IAPs, CpiAP and OpiAP, are able to block apoptosis induced by p35-deficient baculovirus AcMNPV in insect Sf-21 cells. Cellular IAP homologues have been found in various animal species including worms, insects and humans. IAP proteins have a distinctive primary structure. They contain one to three copies of "baculoviral IAP repeat" (BIR) domain and most IAPs also contain a RING domain near their C-termini. The BIR domain contains a highly conserved arrangement of Cys/His residues forming a stable fold that chelates zinc. The BIR region was also found to interact with regulators of IAPs including Grim, Reaper and Hid from *Drosophila* and may also mediate homo-oligomerization. The RING finger is a common zinc-binding motif that also exists in other cellular proteins. Recent studies show that several IAPs, including XIAP (a NF-kappaB-dependent member of the IAP gene family, see, e.g., Deveraux (1999) EMBO J. 18:5242-5251), cIAP1, CIAP2, DIAP1, SfIAP and CpiAP are inhibitors of caspases, a family of intracellular proteases responsible for the execution of the apoptosis program. These IAPs can directly bind and inhibit some members of caspase family including caspases-3, -7 and -9. Structure-function studies have demonstrated that inhibition of caspases-3 and -7 requires only a single BIR domain while RING domain may perform other functions including recruitment of ubiquitin conjugating enzymes (UBCs). When expressed without the associated BIRs, the RING region of SfIAP was found to enhance the proapoptotic activity of mammalian caspase-9 suggesting this domain operates as a trans-dominant inhibitor of endogenous proteins involved in apoptosis suppression. Ectopic expression of lepidopteran SfIAP and baculoviral CpiAP blocks apoptosis in mammalian cells, suggesting conservation of the apoptosis program among various species and a shared mechanism used by the IAP family.

Bombyx mori (silkworm) has been domesticated for silk-production for thousands of years. Used together with baculoviruses, it has also been developed as an organism for large-scale production of foreign proteins in the biotechnology industry. Despite its extensive use in sericulture and biotechnology, to date no apoptosis-regulating genes of silkworm have been identified.

30 SUMMARY

The invention provides an isolated or recombinant nucleic acid comprising a nucleic acid sequence having at least about 95% sequence identity, about 97% sequence identity, about 99% sequence identity to SEQ ID NO:1. In one aspect of the invention, the

nucleic acid encodes a polypeptide capable of inhibiting apoptosis in insect cells, encodes a polypeptide capable of inhibiting apoptosis in insect cells, such as lepidopteran and coleopteran cells, e.g., *Bombyx mori* or *Spodoptera frugiperda* cells. In one aspect the nucleic acid encodes a polypeptide capable of inhibiting apoptosis in mammalian cells, 5 encodes a polypeptide capable of inhibiting apoptosis in plant cells, or encodes a polypeptide capable of inhibiting caspase 9, e.g., human caspase 9. In other aspects, the isolated or recombinant nucleic acid encodes a polypeptide having a sequence as set forth in SEQ ID NO:2, and, comprises a nucleic acid sequence as set forth in SEQ ID NO:1.

The invention provides an expression cassette (e.g., vector, recombinant 10 virus) comprising at least one nucleic acid of the invention operably linked to a promoter. The nucleic acid can comprise a sequence having at least 95% sequence identity to SEQ ID NO:1. As defined herein, in one aspect, an expression cassette comprises a nucleic acid of the invention operably linked to a promoter. The promoter can be a constitutive or an inducible promoter, or, the promoter can be a developmentally regulated or a tissue 15 specific promoter. In one aspect, the nucleic acid on the expression cassette encodes a polypeptide having a sequence as set forth in SEQ ID NO:2.

The invention provides a transformed cell comprising a nucleic acid of the 20 invention. This nucleic acid can comprise a sequence having at least 95% sequence identity to SEQ ID NO:1. The cell can be a mammalian cell (such as a human cell), an insect cell, such as a *Spodoptera frugiperda* or *Bombyx mori* cell, a plant cell, a bacteria, a yeast cell, and the like. The transformed cell can comprise a nucleic acid encoding a 25 polypeptide having a sequence as set forth in SEQ ID NO:2. These transformed cells can be used in the screening methods of the invention, which provide for identification of modulators of the polypeptides of the invention, or, compositions that specifically bind to the polypeptides of the invention.

The invention provides a non-human transgenic animal comprising a 30 nucleic acid sequence of the invention, e.g., one having at least 95% sequence identity to SEQ ID NO:1. The nonhuman transgenic animal can be a rat or a mouse. The nonhuman transgenic animal can comprise a nucleic acid encoding a polypeptide having a sequence as set forth in SEQ ID NO:2. The nucleic acid can encode a polypeptide capable of inhibiting apoptosis.

The invention provides a transgenic plant comprising a nucleic acid sequence of the invention, e.g., one having at least 95% sequence identity to SEQ ID

NO:1. The transgenic plant can comprise a nucleic acid encoding a polypeptide capable of inhibiting apoptosis. The transgenic plant, as a result of expression of the nucleic acid of the invention, can become abiotic or biotic insult resistant. The biotic insult can be induced by a plant pathogen, such as a virus, a fungus, a bacteria or a nematode. The 5 abiotic insult can be induced by high moisture, low moisture, salinity, nutrient deficiency, air pollution, high temperature, low temperature, soil toxicity, herbicides or insecticides. The transgenic plant, upon expressing a nucleic acid of the invention or being exposed to a polypeptide of the invention, can be phenotypically altered, e.g., wherein at least a portion of the plant exhibits a decreased level of senescence. The invention provides a seed 10 capable of germinating into a plant having in its genome a heterologous nucleic acid sequence comprising a nucleic acid of the invention, e.g., one having at least 95% sequence identity to SEQ ID NO:1. The seed can comprise a nucleic acid encoding a polypeptide capable of inhibiting apoptosis in a plant cell.

The invention provides an isolated or recombinant polypeptide comprising 15 a sequence having at least 95% sequence identity to SEQ ID NO:2. The isolated or recombinant polypeptide of the invention can be capable of inhibiting apoptosis in cells, e.g., in insect cells, such as lepidopteran cells, e.g., *Bombyx mori* or *Spodoptera frugiperda* cells, and coleopteran cells, in mammalian cells, in yeast cells, in bacterial cells, in plant cells. In one aspect, the isolated or recombinant polypeptide of the invention is capable of 20 inhibiting caspase 9. The invention provides an isolated or recombinant polypeptide comprising a sequence as set forth in SEQ ID NO:2.

The invention provides a fusion protein comprising a polypeptide of the invention, e.g., a sequence having at least 95% sequence identity to SEQ ID NO:2, and a second domain. The fusion protein's second domain can comprise glutathione S-transferase (GST), and other domains, as described below. 25

The invention provides an antibody or binding fragment thereof, wherein the antibody or fragment specifically binds to a polypeptide or an immunogenic fragment thereof, wherein the polypeptide comprises a sequence having at least 95% sequence identity to SEQ ID NO:2. The invention provides an antibody or binding fragment thereof, wherein the antibody or fragment specifically binds to a protein having an amino acid sequence as set forth in SEQ ID NO:2 or an immunogenic fragment thereof. 30

The invention provides an array comprising a nucleic acid comprising a nucleic acid of the invention, e.g., a sequence having at least 95% sequence identity to SEQ ID NO:1, or, a fragment thereof.

5 The invention provides a method of detecting or isolating a polypeptide, wherein the polypeptide comprises a sequence having at least 95% sequence identity to SEQ ID NO:2, comprising contacting a biological sample with an antibody as set forth in claim 38 or claim 39. The invention provides a method of making a recombinant polypeptide comprising expressing a nucleic acid comprising a sequence having at least 95% sequence identity to SEQ ID NO:1.

10 The invention provides a method for inhibiting apoptosis in a cell comprising the following steps: (a) providing an isolated or recombinant polypeptide comprising a sequence having at least 95% sequence identity to SEQ ID NO:2, wherein the polypeptide is capable inhibiting apoptosis in the cell, and, (a) contacting the polypeptide with the cell in an amount sufficient to inhibit apoptosis in the cell. The 15 invention provides a method for inhibiting apoptosis in a cell comprising the following steps: (a) providing an isolated or recombinant nucleic acid comprising a sequence having at least 95% sequence identity to SEQ ID NO:1, wherein the nucleic acid encodes polypeptide capable of inhibiting apoptosis in the cell, and, (b) contacting the nucleic acid with the cell and expressing the nucleic acid to produce an amount of polypeptide 20 sufficient to inhibit apoptosis in the cell. In alternative aspects of these methods the cell can be an insect cell, e.g., a lepidopteran cell, such as a *Bombyx mori* cell or a *Spodoptera frugiperda* cell, and a coleopteran cell, a mammalian cell, or a plant cell.

25 The invention provides a method for identifying an agent that can modulate the activity of a polypeptide, wherein the polypeptide comprises a sequence having at least 95% sequence identity to SEQ ID NO:2 and is capable inhibiting a caspase 9 protease, comprising: (a) providing an isolated or recombinant polypeptide comprising a sequence having at least 95% sequence identity to SEQ ID NO:2 that is capable inhibiting a caspase 9 protease, and a test agent, (b) contacting the caspase 9 protease and polypeptide in the presence and absence of the test agent; and, (c) measuring the ability of the polypeptide to 30 inhibit the caspase 9 protease in the presence and absence of the test agent, wherein an increase or decrease in the ability of the polypeptide to inhibit the caspase 9 protease in the presence of the test agent identifies the test agent as a modulator of the polypeptide's activity.

The invention provides a method for identifying an agent that can modulate the activity of a polypeptide, wherein the polypeptide comprises a sequence having at least 95% sequence identity to SEQ ID NO:2 and is capable inhibiting apoptosis in a cell, comprising: (a) contacting a cell expressing the polypeptide recombinantly in the presence and absence of a test agent before, during or after inducing apoptosis in the cell; and, (b) measuring the amount or degree of the polypeptide's activity in the cell in the presence and absence of the test agent, wherein an increase or decrease in the amount or degree of apoptosis in the cell in the presence of the test agent identifies the test agent as a modulator of the polypeptide's activity. In alternative aspects of these methods the cell can be an insect cell, e.g., a lepidopteran cell, such as a *Bombyx mori* cell or a *Spodoptera frugiperda* cell, or a coleopteran cell, a mammalian cell, a yeast cell, a bacterial cell, a plant cell, and the like. The degree of the polypeptide's activity in the cell can be determined by measuring the amount or degree of apoptosis in the cell; the amount or degree of caspase protease activity in the cell; the amount or degree of DNA fragmentation in the cell; the amount or degree of cleavage of substrates of caspases in the cell; or by measuring the amount or degree of any surrogate marker of apoptosis in the cell.

The invention provides a method of generating an abiotic or biotic insult-resistant plant comprising the following steps: (a) providing an isolated or recombinant polypeptide comprising a sequence having at least 95% sequence identity to SEQ ID NO:2, wherein the polypeptide is capable inhibiting apoptosis in a plant cell, and, (a) contacting the polypeptide with the plant in an amount sufficient to inhibit apoptosis in the plant, thereby generating a plant that is biotic insult resistant. The invention provides a method for generating an abiotic or biotic insult-resistant plant comprising the following steps: (a) providing an isolated or recombinant nucleic acid comprising a sequence having at least 95% sequence identity to SEQ ID NO:1, wherein the nucleic acid encodes polypeptide capable of inhibiting apoptosis in a plant cell, and, (b) contacting the nucleic acid with the plant and expressing the nucleic acid to produce an amount of polypeptide sufficient to inhibit apoptosis in the plant. In alternative aspects of these methods, the biotic insult is induced by a plant pathogen, such as a virus, a fungus, a bacteria or a nematode. In alternative aspects of these methods, the abiotic insult is induced by high moisture, low moisture, salinity, nutrient deficiency, air pollution, high temperature, low temperature, soil toxicity, herbicides or insecticides.

The details of one or more embodiments of the invention are set forth in the accompanying drawings and the description below. Other features, objects, and advantages of the invention will be apparent from the description and drawings, and from the claims.

6 All publications, patents, patent applications, GenBank sequences and ATCC deposits, cited herein are hereby expressly incorporated by reference for all purposes.

DESCRIPTION OF DRAWINGS

10 Figure 1A is a schematic showing the location of the BIR domains (BIR1, residues 74 to 140; BIR2, residues 182 to 249; of SEQ ID NO:2, as set forth in Example 1, below) and the RING domain (residues 298 to 314; of SEQ ID NO:2) of BmIAP. Figure 1B (SEQ ID NO: 2) is the full length amino acid sequence of BmIAP (also set forth in Example 1, below, as SEQ ID NO:2). Sequence alignments of the BIR1 (Figure 1C) (SEQ ID NOS: 8-13, respectively in order of appearance), BIR2 (Figure 1D) (SEQ ID NOS 15 14-19, respectively in order of appearance) and RING (Figure 1E) (SEQ ID NOS 20-25, respectively in order of appearance) domains of BmIAP with the corresponding domains of other IAP family members are shown. Bold text indicates identical amino acid. See Example 1, below.

20 Figure 2 is a representation of photographs of Sf-21 cells taken three days post-transfection at 40 X magnification; the cells were co-transfected with p35-deficient AcMNPV viral DNA and (Figure 2A) BmIAP, or (Figure 2D) SflAP, (the production of occlusion bodies is indicated by arrowheads); (Figure 2B) BmIAP-BIR, (Figure 2C) BmIAP-RING; and, (Figure 2E) AcIAP; in 2B, 2C and 2E the apoptotic body formation (without occlusion body formation) are indicated by arrowheads. Figure 2F depicts 25 control uninfected SF-21 cells. Full details in Example 1, below.

Figure 3 schematically summarizes the results of experiments showing that recombinantly expressed BmIAP protects mammalian cells against Bax-induced but not Fas-induced apoptosis. Expression plasmid encoding Bax (Figure 3A) or Fas (Figure 3B) were co-transfected into HEK 293 cells with various myc-tagged IAP expression 30 plasmids. In Figure 3C recombinant BmIAP was added to cytosolic extracts from HEK293 cells concurrently with the addition of cytochrome-c and dATP. Full details in Example 1, below.

Figure 4 schematically summarizes the results of experiments showing that recombinant BmIAP directly suppresses caspase-9 but not caspase-3 or caspase-7. Figure 4A: Recombinant active caspase-9 was incubated with Ac-LEHD-AFC substrate in the presence or absence of various concentration of recombinant purified BmIAP or SfIAP.

5 Figure 4B: Recombinant caspase-3 was incubated with Ac-DEVD-AFC substrate in the presence or absence of GST-XIAP, GST-BmIAP or 0.5 uM GST-SfIAP. Figure 4C: Recombinant caspase-7 was incubated with Ac-DEVD-AFC substrate in the presence or absence of GST-XIAP, GST-BmIAP or GST-SfIAP. Full details in Example 1, below.

Like reference symbols in the various drawings indicate like elements.

10

DETAILED DESCRIPTION

15

The invention provides polypeptides that are "inhibitors of apoptosis protein (IAP) family members," including the exemplary BmIAP (SEQ ID NO:2), and nucleic acids encoding them (e.g., SEQ ID NO:1), and methods for making and using these compositions. BmIAP was initially derived from lepidopteran *Bombyx mori* BmN cells.

20

The polypeptides and nucleic acids of the invention can be used for inhibiting caspases, including insect, plant and mammalian caspases, such as human caspase 9, and "programmed cell death," or apoptosis. The polypeptides of the invention have some amino acid sequence similarity with SfIAP (see, e.g., Huang (2000) Proc. Natl. Acad. Sci. USA 97:1427-1432), TnIAP and baculoviral CpIAP. As discussed herein, structure-function analysis of BmIAP (SEQ ID NO:2) reveals identical domain requirements (e.g. BIR plus RING, see Figure 1A) for suppression of apoptosis in both insect and mammalian cells, and similar caspase selectivity (e.g. caspase-9) compared to the previously characterized lepidopteran and baculovirus IAPs. These results strongly support the idea that lepidopteran IAPs are evolutionary conserved in both sequence and function. Accordingly, the compositions and methods of the invention are used to manipulate apoptotic ("cell death") mechanisms in a variety of cell types, including insect, plant and mammalian, such as human, cells, and organisms.

25

30

Drosophila and mammalian IAPs have been shown to play important roles in the development of these organisms (see, e.g., Hay (1995) Cell 83:1253-1262; Holcik (2000) Proc. Natl. Acad. Sci. USA 97(5), 2286-2290). By analogy, the exemplary BmIAP (SEQ ID NO:2) is also a critical player in silkworm development. Accordingly, the compositions and methods of the invention can be used to manipulate apoptosis during the

development of the silkworm. Lepidopteran and coleopteran cells, e.g., *Bombyx mori* cells and *Spodoptera frugiperda* cells, are commonly used in conjunction with expression vectors (recombinant viruses) to express large quantities of exogenous polypeptides (see, e.g., Juntunen (1999) Biochem J. 344 Pt 2:297-303); the compositions and methods of the invention can be used to manipulate these expression systems. Thus, the compositions and methods of the invention will have a significant impact on sericulture and biotechnology industries, particularly those related to the silkworm.

Example 1, below, describes the isolation and characterization of a novel group of "Inhibitor of Apoptosis Proteins (IAP)," designated BmIAP. An exemplary polypeptide of this BmIAP group has a sequence as set forth in SEQ ID NO:2; an exemplary nucleic acid encodes it having a sequence as set forth in SEQ ID NO:1. The exemplary IAP polypeptide and nucleic acid of the invention were initially derived from *Bombyx mori* BmN cells. BmIAP (SEQ ID NO:2) contains two baculoviral IAP repeat (BIR) domains followed by a RING domain (the BIR domain contains a highly conserved arrangement of Cys/His residues forming a stable fold that chelates zinc and the RING finger is a common zinc-binding motif that also exists in other cellular proteins), see Figure 1A. BmIAP shares some common structural and functional properties with lepidopteran IAPs, SfIAP and TnIAP, and with two baculoviral IAPs, CpIAP and OpIAP, suggesting evolutionary conservation.

The polypeptides of the invention, "BmIAP," block programmed cell death (apoptosis) in *Spodoptera frugiperda* Sf-21 cells induced by p35 (apoptosis inhibiting)-deficient *Autographa californica* nucleopolyhedrovirus (AcMNPV). BmIAP's anti-apoptotic function requires both the BIR domains and RING domain. In mammalian cells, BmIAP inhibits Bax-induced but not Fas-induced apoptosis. The data discussed below demonstrates that BmIAP can inhibit mammalian caspase-9 (an initiator caspase in the mitochondria/ cytochrome-c pathway), and may be a specific inhibitor of caspase 9, but not the downstream effector proteases, caspase-3 and caspase-7. While the invention is not limited by any particular mechanism of action, these data support the role of the polypeptides of the invention in suppressing apoptosis as involving inhibition of an upstream initiator caspase (e.g., mammalian caspase-9) in the conserved mitochondria/cytochrome-c pathway. Inhibition of such caspases effectively also inhibit apoptosis.

Definitions

Unless defined otherwise, all technical and scientific terms used herein have the meaning commonly understood by a person skilled in the art to which this invention belongs. As used herein, the following terms have the meanings ascribed to them unless specified otherwise.

The term "antibody" or "Ab" includes both intact antibodies having at least two heavy (H) chains and two light (L) chains inter-connected by disulfide bonds and antigen binding fragments thereof, or equivalents thereof, either isolated from natural sources, recombinantly generated or partially or entirely synthetic. Examples of antigen binding fragments include, e.g., Fab fragments, F(ab')2 fragments, Fd fragments, dAb fragments, isolated complementarity determining regions (CDR), single chain antibodies, chimeric antibodies, humanized antibodies, human antibodies made in non-human animals (e.g., transgenic mice) or any form of antigen binding fragment.

The terms "array" or "microarray" or "DNA array" or "nucleic acid array" or "biochip" as used herein is a plurality of target elements, each target element comprising a defined amount of one or more nucleic acid molecules, including the nucleic acids of the invention, immobilized a solid surface for hybridization to sample nucleic acids, as described in detail, below. The nucleic acids of the invention can be incorporated into any form of microarray, as described, e.g., in U.S. Patent Nos. 6,045,996; 6,022,963; 6,013,440; 5,959,098; 5,856,174; 5,770,456; 5,556,752; 5,143,854.

A "biotic insult", as used herein, refers to plant challenge caused by viable or biologic agents (biotic agents), such as insects, fungi, bacteria, viruses, nematodes, viroids, mycoplasmas, and the like.

An "abiotic insult", as used herein, refers to plant challenge by a non-viable or non-living agent (abiotic agent). Abiotic agents that can cause an abiotic insult include, for example, environmental factors such as low moisture (drought), high moisture (flooding), nutrient deficiency, radiation levels, air pollution (ozone, acid rain, sulfur dioxide, etc.), temperature (hot and cold extremes), and soil toxicity, as well as herbicide damage, pesticide damage, or other agricultural practices (e.g., over-fertilization, improper use of chemical sprays, etc.).

The term "expression cassette" refers to any recombinant expression system for the purpose of expressing a nucleic acid sequence of the invention *in vitro* or *in vivo*, constitutively or inducibly, in any cell, including, in addition to insect and plant cells,

prokaryotic, yeast, fungal or mammalian cells. The term includes linear or circular expression systems. The term includes all vectors. The cassettes can remain episomal or integrate into the host cell genome. The expression cassettes can have the ability to self-replicate or not, *i.e.*, drive only transient expression in a cell. The term includes recombinant expression cassettes that contain only the minimum elements needed for transcription of the recombinant nucleic acid.

The term "heterologous" when used with reference to a nucleic acid, indicates that the nucleic acid is in a cell or plant where it is not normally found in nature; or, comprises two or more subsequences which are not found in the same relationship to each other as normally found in nature, or is recombinantly engineered so that its level of expression, or physical relationship to other nucleic acids or other molecules in a cell, or structure, is not normally found in nature. For instance, a heterologous nucleic acid is typically recombinantly produced, having two or more sequences from unrelated genes arranged in a manner not found in nature; *e.g.*, a promoter sequence operably linked to a nucleic acid of the invention. As another example, the invention provides recombinant constructs (expression cassettes, vectors, viruses, and the like) comprising various combinations of promoters and sequences of the invention.

As used herein, "isolated," when referring to a molecule or composition, such as, *e.g.*, a nucleic acid or polypeptide of the invention, means that the molecule or composition is separated from at least one other compound, such as a protein, DNA, RNA, or other contaminants with which it is associated *in vivo* or in its naturally occurring state. Thus, a nucleic acid sequence is considered isolated when it has been isolated from any other component with which it is naturally associated. An isolated composition can, however, also be substantially pure. An isolated composition can be in a homogeneous state. It can be in a dry or an aqueous solution. Purity and homogeneity can be determined, *e.g.*, using analytical chemistry techniques such as, *e.g.*, polyacrylamide gel electrophoresis (SDS-PAGE) or high performance liquid chromatography (HPLC).

The term "nucleic acid" or "nucleic acid sequence" refers to a deoxy-ribonucleotide or ribonucleotide oligonucleotide, including single- or double-stranded forms, and coding or non-coding (*e.g.*, "antisense") forms. The term encompasses nucleic acids containing known analogues of natural nucleotides. The term also encompasses nucleic-acid-like structures with synthetic backbones. DNA backbone analogues provided by the invention include phosphodiester, phosphorothioate, phosphorodithioate,

methylphosphonate, phosphoramidate, alkyl phosphotriester, sulfamate, 3'-thioacetal, methylene(methylimino), 3'-N-carbamate, morpholino carbamate, and peptide nucleic acids (PNAs); see Oligonucleotides and Analogues, a Practical Approach, edited by F. Eckstein, IRL Press at Oxford University Press (1991); Antisense Strategies, Annals of the New York Academy of Sciences, Volume 600, Eds. Baserga and Denhardt (NYAS 1992); Milligan (1993) J. Med. Chem. 36:1923-1937; Antisense Research and Applications (1993, CRC Press). PNAs contain non-ionic backbones, such as N-(2-aminoethyl) glycine units. Phosphorothioate linkages are described, e.g., by U.S. Patent Nos. 6,031,092; 6,001,982; 5,684,148; see also, WO 97/03211; WO 96/39154; Mata (1997) Toxicol. Appl. Pharmacol. 144:189-197. Other synthetic backbones encompassed by the term include methyl-phosphonate linkages or alternating methylphosphonate and phosphodiester linkages (see, e.g., U.S. Patent No. 5,962,674; Strauss-Soukup (1997) Biochemistry 36:8692-8698), and benzylphosphonate linkages (see, e.g., U.S. Patent No. 5,532,226; Samstag (1996) Antisense Nucleic Acid Drug Dev 6:153-156). The term nucleic acid is used interchangeably with gene, DNA, RNA, cDNA, mRNA, oligonucleotide primer, probe and amplification product.

As used herein the terms "polypeptide," "protein," and "peptide" are used interchangeably and include compositions of the invention that also include "analogs," or "conservative variants" and "mimetics" (e.g., "peptidomimetics") with structures and activity that substantially correspond to the polypeptides of the invention, including the exemplary sequence as set forth in SEQ ID NO:2. Thus, the terms "conservative variant" or "analog" or "mimetic" also refer to a polypeptide or peptide which has a modified amino acid sequence, such that the change(s) do not substantially alter the polypeptide's (the conservative variant's) structure and/or activity (e.g., ability to inhibit caspase 9, to inhibit apoptosis), as defined herein. These include conservatively modified variations of an amino acid sequence, i.e., amino acid substitutions, additions or deletions of those residues that are not critical for protein activity, or substitution of amino acids with residues having similar properties (e.g., acidic, basic, positively or negatively charged, polar or non-polar, etc.) such that the substitutions of even critical amino acids does not substantially alter structure and/or activity. Conservative substitution tables providing functionally similar amino acids are well known in the art. For example, one exemplary guideline to select conservative substitutions includes (original residue followed by exemplary substitution): ala/gly or ser; arg/lys; asn/ gln or his; asp/glu; cys/ser; gln/asn;

gly/asp; gly/ala or pro; his/asn or gln; ile/leu or val; leu/ile or val; lys/arg or gln or glu; met/leu or tyr or ile; phe/met or leu or tyr; ser/thr; thr/ser; trp/tyr; tyr/trp or phe; val/ile or leu. An alternative exemplary guideline uses the following six groups, each containing amino acids that are conservative substitutions for one another: 1) Alanine (A), Serine (S),
5 Threonine (T); 2) Aspartic acid (D), Glutamic acid (E); 3) Asparagine (N), Glutamine (Q);
4) Arginine (R), Lysine (K); 5) Isoleucine (I), Leucine (L), Methionine (M), Valine (V);
and 6) Phenylalanine (F), Tyrosine (Y), Tryptophan (W); (see also, e.g., Creighton (1984)
Proteins, W.H. Freeman and Company; Schulz and Schimer (1979) Principles of Protein
Structure, Springer-Verlag). One of skill in the art will appreciate that the above-
10 identified substitutions are not the only possible conservative substitutions. For example,
for some purposes, one may regard all charged amino acids as conservative substitutions
for each other whether they are positive or negative. In addition, individual substitutions,
deletions or additions that alter, add or delete a single amino acid or a small percentage of
amino acids in an encoded sequence can also be considered "conservatively modified
15 variations."

The terms "mimetic" and "peptidomimetic" refer to a synthetic chemical compound that has substantially the same structural and/or functional characteristics of the polypeptides of the invention (e.g., ability to inhibit apoptosis, antigenicity, etc.). The mimetic can be either entirely composed of synthetic, non-natural analogues of amino acids, or, is a chimeric molecule of partly natural peptide amino acids and partly non-natural analogs of amino acids. The mimetic can also incorporate any amount of natural amino acid conservative substitutions as long as such substitutions also do not substantially alter the mimetics' structure and/or activity. As with polypeptides of the invention which are conservative variants, routine experimentation will determine whether a mimetic is within the scope of the invention, i.e., that its structure and/or function is not substantially altered. Polypeptide mimetic compositions can contain any combination of non-natural structural components, which are typically from three structural groups: a) residue linkage groups other than the natural amide bond ("peptide bond") linkages; b) non-natural residues in place of naturally occurring amino acid residues; or c) residues which induce secondary structural mimicry, i.e., to induce or stabilize a secondary structure, e.g., a beta turn, gamma turn, beta sheet, alpha helix conformation, and the like. A polypeptide can be characterized as a mimetic when all or some of its residues are joined by chemical means other than natural peptide bonds. Individual peptidomimetic
20
25
30

residues can be joined by peptide bonds, other chemical bonds or coupling means, such as, e.g., glutaraldehyde, N-hydroxysuccinimide esters, bifunctional maleimides, N,N'-dicyclohexylcarbodiimide (DCC) or N,N'-diisopropylcarbodiimide (DIC). Linking groups that can be an alternative to the traditional amide bond ("peptide bond") linkages 5 include, e.g., ketomethylene (e.g., -C(=O)-CH₂- for -C(=O)-NH-), aminomethylene (CH₂-NH), ethylene, olefin (CH=CH), ether (CH₂-O), thioether (CH₂-S), tetrazole (CN₄⁻), thiazole, retroamide, thioamide, or ester (see, e.g., Spatola (1983) in Chemistry and Biochemistry of Amino Acids, Peptides and Proteins, Vol. 7, pp 267-357, "Peptide Backbone Modifications," Marcell Dekker, NY). A polypeptide can also be characterized 10 as a mimetic by containing all or some non-natural residues in place of naturally occurring amino acid residues; non-natural residues are well described in the scientific and patent literature.

As used herein, a "pathogen" refers to any agent that causes a disease or disease state in an animal or plant, including, but not limited to viruses, fungi, bacterium, 15 nematodes, and other related microorganisms.

The term "plant" includes whole plants, plant parts (e.g., leaves, stems, flowers, roots, etc.), plant protoplasts, seeds and plant cells and progeny of same. The class of plants which can be used in the method of the invention is generally as broad as the class of higher plants amenable to transformation techniques, including angiosperms 20 (monocotyledonous and dicotyledonous plants), as well as gymnosperms. It includes plants of a variety of ploidy levels, including polyploid, diploid, haploid and hemizygous states. Plantlets are also included within the meaning of "plant". Suitable plants for use in the invention include any plants amenable to transformation techniques, including both monocotyledonous and dicotyledonous plants. Examples of monocotyledonous plants 25 include, but are not limited to, asparagus, field and sweet corn, barley, wheat, rice, sorghum, onion, pearl millet, rye and oat, and ornamentals. Examples of dicotyledonous plants include, but are not limited to, tomato, potato, arabidopsis, tobacco, cotton, rapeseed, field beans, soybeans, peppers, lettuce, peas, alfalfa, clover, cole crops or *Brassica* (e.g., cabbage, broccoli, cauliflower, brussel sprouts), radish, carrot, beets, 30 eggplant, spinach, cucumber, squash, melons, cantaloupe, sunflowers and various ornamentals. The term "plant cell", as used herein, refers to protoplasts, gamete producing cells, and cells that are capable of regenerating into whole plants. Accordingly, a seed comprising multiple plant cells capable of regenerating into a whole plant is included in

the definition of "plant cell". As used herein, "plant tissue" includes differentiated and undifferentiated tissues of a plant, including but not limited to roots, stems, shoots, leaves, pollen, seeds, tumor tissue and various forms of cells and culture such as single cells, protoplast, embryos, and callus tissue.

5 As used herein, "recombinant" refers to a polynucleotide synthesized or otherwise manipulated *in vitro* (e.g., "recombinant polynucleotide"), to methods of using recombinant polynucleotides to produce gene products in cells or other biological systems, or to a polypeptide ("recombinant protein") encoded by a recombinant polynucleotide.

10 As used herein, the term "promoter" includes all sequences capable of driving transcription of a coding sequence in a cell, including an insect cell, a plant cell, a mammalian cell, and the like. Thus, promoters used in the constructs of the invention include *cis*-acting transcriptional control elements and regulatory sequences that are involved in regulating or modulating the timing and/or rate of transcription of a gene. For example, a promoter can be a *cis*-acting transcriptional control element, including an
15 enhancer, a promoter, a transcription terminator, an origin of replication, a chromosomal integration sequence, 5' and 3' untranslated regions, or an intronic sequence, which are involved in transcriptional regulation. These *cis*-acting sequences typically interact with proteins or other biomolecules to carry out (turn on/off, regulate, modulate, etc.) transcription.

20 The term percent "sequence identity," in the context of two or more nucleic acids or polypeptide sequences refers to two or more sequences or subsequences that are the same or have a specified percentage of nucleotides (or amino acid residues) that are the same, when compared and aligned for maximum correspondence over a comparison window, as measured using one of the following sequence comparison algorithms or by
25 manual alignment and visual inspection. This definition also refers to the complement (antisense strand) of a sequence. For example, in alternative embodiments, nucleic acids within the scope of the invention include those with a nucleotide sequence identity that is at least about 95%, at least about 96%, at least about 97%, at least about 98%, at least about 99% of the exemplary sequence set forth in SEQ ID NO:1. In alternative
30 embodiments, polypeptides within the scope of the invention include those with an amino acid sequence identity that is at least about 95%, at least about 96%, at least about 97%, at least about 98%, at least about 99% of the exemplary sequences set forth in SEQ ID NO:2. Two sequences with these levels of identity are "substantially identical" and within the

scope of the invention. Thus, if a nucleic acid sequence has the requisite sequence identity to SEQ ID NO:1, or a subsequence thereof, it also is a polynucleotide sequence within the scope of the invention. If a polynucleotide sequence has the requisite sequence identity to SEQ ID NO:2, or a subsequence thereof, it also is a polypeptide within the scope of the invention. In one aspect, the percent identity exists over a region of the sequence that is at least about 25 nucleotides or amino acid residues in length, or, over a region that is at least about 50 to 100 nucleotides or amino acids in length. Parameters (including, e.g., window sizes, gap penalties and the like) to be used in calculating "percent sequence identities" between two nucleic acids or polypeptides to identify and determine whether one is within the scope of the invention are described in detail, below.

Polypeptides and Peptides

The invention provides an isolated or recombinant polypeptide comprising a sequence having at least 95% sequence identity to SEQ ID NO:2. One exemplary polypeptide comprises the sequence as set forth in SEQ ID NO:2, and fragments (e.g., antigenic fragments) thereof (as noted above, the term polypeptide includes peptides and peptidomimetics, etc.). Polypeptides and peptides of the invention can be isolated from natural sources, be synthetic, or be recombinantly generated polypeptides. Peptides and proteins can be recombinantly expressed *in vitro* or *in vivo*. The peptides and polypeptides of the invention can be made and isolated using any method known in the art.

Polypeptide and peptides of the invention can also be synthesized, whole or in part, using chemical methods well known in the art. See e.g., Caruthers (1980) Nucleic Acids Res. Symp. Ser. 215-223; Horn (1980) Nucleic Acids Res. Symp. Ser. 225-232; Banga, A.K., Therapeutic Peptides and Proteins, Formulation, Processing and Delivery Systems (1995) Technomic Publishing Co., Lancaster, PA. For example, peptide synthesis can be performed using various solid-phase techniques (see e.g., Roberge (1995) Science 269:202; Merrifield (1997) Methods Enzymol. 289:3-13) and automated synthesis may be achieved, e.g., using the ABI 431A Peptide Synthesizer (Perkin Elmer). The skilled artisan will recognize that individual synthetic residues and polypeptides incorporating mimetics can be synthesized using a variety of procedures and methodologies, which are well described in the scientific and patent literature, e.g., Organic Syntheses Collective Volumes, Gilman, et al. (Eds) John Wiley & Sons, Inc., NY. Polypeptides incorporating mimetics can also be made using solid phase synthetic procedures, as described, e.g., by Di Marchi, et al., U.S. Pat. No. 5,422,426. Peptides and

peptide mimetics of the invention can also be synthesized using combinatorial methodologies. Various techniques for generation of peptide and peptidomimetic libraries are well known, and include, e.g., multipin, tea bag, and split-couple-mix techniques; see, e.g., al-Obeidi (1998) Mol. Biotechnol. 9:205-223; Hruby (1997) Curr. Opin. Chem. Biol. 1:114-119; Ostergaard (1997) Mol. Divers. 3:17-27; Ostresh (1996) Methods Enzymol. 267:220-234. Modified peptides of the invention can be further produced by chemical modification methods, see, e.g., Belousov (1997) Nucleic Acids Res. 25:3440-3444; Frenkel (1995) Free Radic. Biol. Med. 19:373-380; Blommers (1994) Biochemistry 33:7886-7896.

The invention provides a fusion protein comprising a polypeptide of the invention, e.g., a sequence having at least 95% sequence identity to SEQ ID NO:2, and a second domain. Thus, peptides and polypeptides of the invention are synthesized and expressed as chimeric or "fusion" proteins with one or more additional domains linked thereto for, e.g., to more readily isolate or identify a recombinantly synthesized peptide, and the like. Detection and purification facilitating domains include, e.g., metal chelating peptides such as polyhistidine tracts and histidine-tryptophan modules that allow purification on immobilized metals, protein A domains that allow purification on immobilized immunoglobulin, and the domain utilized in the FLAGS extension/affinity purification system (Immunex Corp; Seattle WA). The inclusion of a cleavable linker sequences such as Factor Xa or enterokinase (Invitrogen, San Diego CA) between the purification domain and GCA-associated peptide or polypeptide can be useful to facilitate purification. For example, an expression vector can include an epitope-encoding nucleic acid sequence linked to six histidine residues followed by a thioredoxin and an enterokinase cleavage site (see, e.g., Williams (1995) Biochemistry 34:1787-1797; Dobeli (1998) Protein Expr. Purif. 12:404-14). The histidine residues facilitate detection and purification while the enterokinase cleavage site provides a means for purifying the epitope from the remainder of the fusion protein.

Nucleic acids, expression vectors and transformed cells

The invention provides an isolated or recombinant nucleic acid comprising a nucleic acid sequence having at least 95% sequence identity to SEQ ID NO:1, and expression cassettes (e.g., vectors), cells and transgenic animals comprising the nucleic acids of the invention. As the genes and vectors of the invention can be made and expressed *in vitro* or *in vivo*, the invention provides for a variety of means of making and

expressing these genes and vectors. One of skill will recognize that desired phenotypes associated with altered gene activity can be obtained by modulating the expression or activity of the genes and nucleic acids (e.g., promoters) within the expression cassettes (e.g., vectors) of the invention. Any of the known methods described for increasing or decreasing expression or activity can be used for this invention. The invention can be practiced in conjunction with any method or protocol known in the art, which are well described in the scientific and patent literature.

The nucleic acid sequences of the invention and other nucleic acids used to practice this invention, whether RNA, cDNA, genomic DNA, vectors, viruses or hybrids thereof, may be isolated from a variety of sources, genetically engineered, amplified, and/or expressed recombinantly. Any recombinant expression system can be used, including, in addition to insect and bacterial cells, e.g., mammalian, yeast or plant cell expression systems.

Alternatively, these nucleic acids can be synthesized *in vitro* by well-known chemical synthesis techniques, as described in, e.g., Belousov (1997) Nucleic Acids Res. 25:3440-3444; Frenkel (1995) Free Radic. Biol. Med. 19:373-380; Blommers (1994) Biochemistry 33:7886-7896; Narang (1979) Meth. Enzymol. 68:90; Brown (1979) Meth. Enzymol. 68:109; Beaucage (1981) Tetra. Lett. 22:1859; U.S. Patent No. 4,458,066.

Techniques for the manipulation of nucleic acids, such as, e.g., generating mutations in sequences, subcloning, labeling probes, sequencing, hybridization and the like are well described in the scientific and patent literature, see, e.g., Sambrook, ed., MOLECULAR CLONING: A LABORATORY MANUAL (2ND ED.), Vols. 1-3, Cold Spring Harbor Laboratory, (1989); CURRENT PROTOCOLS IN MOLECULAR BIOLOGY, Ausubel, ed. John Wiley & Sons, Inc., New York (1997); LABORATORY TECHNIQUES IN BIOCHEMISTRY AND MOLECULAR BIOLOGY: HYBRIDIZATION WITH NUCLEIC ACID PROBES, Part I. Theory and Nucleic Acid Preparation, Tijssen, ed. Elsevier, N.Y. (1993).

The invention provides nucleic acids of the invention "operably linked" to a transcriptional regulatory sequence. "Operably linked" refers to a functional relationship between two or more nucleic acid (e.g., DNA) segments. Typically, it refers to the functional relationship of a transcriptional regulatory sequence to a transcribed sequence. For example, a promoter is operably linked to a coding sequence, such as a nucleic acid of the invention, if it stimulates or modulates the transcription of the coding sequence in an appropriate host cell or other expression system. Generally, promoter transcriptional

regulatory sequences that are operably linked to a transcribed sequence are physically contiguous to the transcribed sequence, *i.e.*, they are *cis*-acting. However, some transcriptional regulatory sequences, such as enhancers, need not be physically contiguous or located in close proximity to the coding sequences whose transcription they enhance.

- 5 For example, in one embodiment, a promoter is operably linked to a nucleic acid sequence of the invention, as exemplified by SEQ ID NO:1.

The invention further provides *cis*-acting transcriptional regulatory sequences, which, *in vivo*, are operably linked to the coding sequence for the exemplary polypeptide of the invention, SEQ ID NO:2, including promoters, comprising the genomic 10 sequences 5' (upstream) of a transcriptional start site (see SEQ ID NO:1) and intronic sequences. The promoters of the invention contain *cis*-acting transcriptional regulatory elements involved in message expression. These promoter sequences may be readily obtained using routine molecular biological techniques. For example, additional genomic (and promoter) sequences may be obtained by screening *Bombyx mori* genomic libraries 15 using nucleic acids of the invention. For example, genomic sequence can be readily identified by "chromosome walking" techniques, as described by, *e.g.*, Hauser (1998) Plant J 16:117-125; Min (1998) Biotechniques 24:398-400. Other useful methods for further characterization of promoter sequences include those general methods described by, *e.g.*, Pang (1997) Biotechniques 22:1046-1048; Gobinda (1993) PCR Meth. Applic. 20 2:318; Triglia (1988) Nucleic Acids Res. 16:8186; Lagerstrom (1991) PCR Methods Applic. 1:111; Parker (1991) Nucleic Acids Res. 19:3055. As is apparent to one of ordinary skill in the art, these techniques can also be applied to identify, characterize and isolate any genomic or *cis*-acting regulatory sequences corresponding to or associated with the nucleic acid and polypeptide sequences of the invention.

- 25 The invention provides oligonucleotide primers that can amplify all or any specific region within a nucleic acid sequence of the invention, particularly, the exemplary SEQ ID NO:1. The nucleic acids of the invention can also be mutated, detected, generated or measured quantitatively using amplification techniques. Using the nucleic acid sequences of the invention (*e.g.*, as in the exemplary SEQ ID NO:1), the skilled artisan can 30 select and design suitable oligonucleotide amplification primers. Amplification methods are also known in the art, and include, *e.g.*, polymerase chain reaction, PCR (see, *e.g.*, PCR PROTOCOLS, A GUIDE TO METHODS AND APPLICATIONS, ed. Innis, Academic Press, N.Y. (1990) and PCR STRATEGIES (1995), ed. Innis, Academic Press, Inc., N.Y.); ligase

chain reaction (LCR) (see, e.g., Barringer (1990) Gene 89:117); transcription amplification (see, e.g., Kwoh (1989) Proc. Natl. Acad. Sci. USA, 86:1173); and, self-sustained sequence replication (see, e.g., Guatelli (1990) Proc. Natl. Acad. Sci. USA, 87:1874); Q Beta replicase amplification (see, e.g., Smith (1997) J. Clin. Microbiol. 35:1477-1491; Burg (1996) Mol. Cell. Probes 10:257-271) and other RNA polymerase mediated techniques (e.g., NASBA, Cangene, Mississauga, Ontario).

Expression vectors capable of expressing the nucleic acids and polypeptides of the invention in animal cells, including insect and mammalian cells, are well known in the art. Vectors which may be employed include recombinantly modified enveloped or non-enveloped DNA and RNA viruses, e.g., from baculoviridae, parvoviridae, picornaviridae, herpesviridae, poxviridae, adenoviridae, picornnaviridae or alphaviridae. Insect cell expression systems commonly use recombinant variations of baculoviruses and other nucleopolyhedrovirus, e.g., *Bombyx mori* nucleopolyhedrovirus vectors (see, e.g., Choi (2000) Arch. Virol. 145:171-177). For example, Lepidopteran and Coleopteran cells are used to replicate baculoviruses to promote expression of foreign genes carried by baculoviruses, e.g., *Spodoptera frugiperda* cells are infected with recombinant *Autographa californica* nuclear polyhedrosis viruses (AcNPV) carrying a heterologous, e.g., a human, coding sequence (see, e.g., Lee (2000) J. Virol. 74:11873-11880; Wu (2000) J. Biotechnol. 80:75-83). See, e.g., U.S. Patent No. 6,143,565, describing use of the polydnavirus of the parasitic wasp *Glyptapanteles indiensis* to stably integrate nucleic acid into the genome of Lepidopteran and Coleopteran insect cell lines. See also, U.S. Patent Nos. 6,130,074; 5,858,353; 5,004,687.

Mammalian expression vectors can be derived from adenoviral, adeno-associated viral or retroviral genomes. Retroviral vectors can include those based upon murine leukemia virus (see, e.g., U.S. Patent No. 6,132,731), gibbon ape leukemia virus (see, e.g., U.S. Patent No. 6,033,905), simian immuno-deficiency virus, human immuno-deficiency virus (see, e.g., U.S. Patent No. 5,985,641), and combinations thereof. Describing adenovirus vectors, see, e.g., U.S. Patent Nos. 6,140,087; 6,136,594; 6,133,028; 6,120,764. See, e.g., Okada (1996) Gene Ther. 3:957-964; Muzyczka (1994) J. Clin. Invst. 94:1351; U.S. Patent Nos. 6,156,303; 6,143,548 5,952,221, describing AAV vectors. See also 6,004,799; 5,833,993.

Expression vectors capable of expressing proteins in plants are well known in the art, and can include, e.g., vectors from *Agrobacterium* spp., potato virus X (see, e.g.,

- Angell (1997) EMBO J. 16:3675-3684), tobacco mosaic virus (see, e.g., Casper (1996) Gene 173:69-73), tomato bushy stunt virus (see, e.g., Hillman (1989) Virology 169:42-50), tobacco etch virus (see, e.g., Dolja (1997) Virology 234:243-252), bean golden mosaic virus (see, e.g., Morinaga (1993) Microbiol Immunol. 37:471-476),
6 cauliflower mosaic virus (see, e.g., Cecchini (1997) Mol. Plant Microbe Interact. 10:1094-1101), maize Ac/Ds transposable element (see, e.g., Rubin (1997) Mol. Cell. Biol. 17:6294-6302; Kunze (1996) Curr. Top. Microbiol. Immunol. 204:161-194), and the maize suppressor-mutator (Spm) transposable element (see, e.g., Schlappi (1996) Plant Mol. Biol. 32:717-725); and derivatives thereof.
- 10 The invention provides a transformed cell comprising a nucleic acid of the invention. The cells can be mammalian (such as human), insect (such as *Spodoptera frugiperda*, *Spodoptera exigua*, *Spodoptera littoralis*, *Spodoptera litura*, *Pseudaletia separata*, *Trichoplusia ni*, *Plutella xylostella*, *Bombyx mori*, *Lymantria dispar*, *Heliothis virescens*, *Autographica californica* and other insect, particularly lepidopteran and
15 coleopteran, cell lines), plant, bacterial, yeast, and the like. Techniques for transforming and culturing cells are well described in the scientific and patent literature; see, e.g., Weiss (1995) Methods Mol. Biol. 39:79-95, describing insect cell culture in serum-free media; Tom (1995) Methods Mol. Biol. 39:203-224; Kulakosky (1998) Glycobiology 8:741-745; Altmann (1999) Glycoconj. J. 16:109-123; Yanase (1998) Acta Virol. 42:293-298; U.S.
20 Patent Nos. 6,153,409; 6,143,565; 6,103,526.

Transgenic non-human animals

- The invention also provides transgenic animals, including mammals and insects. Insects stably expressing the nucleic acids of the invention can be used for, e.g., experiments studies on apoptosis, screening for modulators of caspases and apoptosis,
25 manipulation of insect life cycles, such as *Bombyx mori* and its use in silk production. The nucleic acids of the invention can be expressed in a variety of insect larvae, e.g., *Bombyx mori* (see, e.g., Maeda (1985) Nature 315: 592-594), *Trichoplusia ni*, the cabbage looper larvae (Medin (1990) Proc. Nat. Acad. Sci. USA 87: 2760-2764) and *Manduca sexta*, the tobacco hornworm (U.S. Patent No. 5,471,858). See, e.g., Keshan (2000) J. Insect
30 Physiol. 46:1061-1068; U.S. Patent No. 5,118,616.

The invention also provides transgenic non-human mammals, e.g., goats, rats and mice, comprising the chimeric nucleic acids of the invention. These animals can be used, e.g., as *in vivo* models to study apoptosis, or, as models to screen for modulators

of caspase enzyme activity *in vivo*. Transgenic non-human animals can be designed and generated using any method known in the art; see, e.g., U.S. Patent Nos. 6,156,952; 6,118,044; 6,111,166; 6,107,541; 5,959,171; 5,922,854; 5,892,070; 5,880,327; 5,891,698; 5,639,940; 5,573,933, describing making and using transgenic mice, rats, rabbits, sheep, pigs and cows. See also, e.g., Pollock (1999) *J. Immunol. Methods* 231:147-157, describing the production of recombinant proteins in the milk of transgenic dairy animals; Baguisi (1999) *Nat. Biotechnol.* 17:456-461, demonstrating the production of transgenic goats.

Transgenic plants

The invention also provides transgenic plants, including seeds, expressing the nucleic acids and polypeptide of the invention. Nucleic acids may be introduced into the genome of the desired plant host by a variety of conventional techniques. For example, the DNA construct may be introduced directly into the genomic DNA of the plant cell using techniques such as electroporation and microinjection of plant cell protoplasts, or the DNA constructs can be introduced directly to plant tissue using ballistic methods, such as DNA particle bombardment.

Alternatively, transformed plant cells can be generated by fusion of the recipient cells with bacterial protoplasts containing DNA, use of DEAE dextran, polyethylene glycol precipitation, as described, e.g., in Paszkowski (1984) *EMBO J.* 3:2717-2722. DNA construct can be introduced directly into the genomic DNA of the plant cell using electroporation, as described, e.g., in Fromm (1985) *Proc. Natl. Acad. Sci. USA* 82:5824, or by microinjection of plant cell protoplasts, as described, e.g., Schnorf (1991) *Transgenic Res.* 1:23-30.

Nucleic acids can be introduced directly to plant tissue using ballistic methods, such as DNA particle bombardment. Microprojectile bombardment to deliver DNA into plant cells is an alternative means of transformation for the numerous species considered recalcitrant to *Agrobacterium*- or protoplast-mediated transformation methods. For example, see, e.g., Christou (1997) *Plant Mol. Biol.* 35:197-203; Pawlowski (1996) *Mol. Biotechnol.* 6:17-30; Klein (1987) *Nature* 327:70-73; Takumi (1997) *Genes Genet. Syst.* 72:63-69, discussing use of particle bombardment to introduce transgenes into wheat; and Adam (1997) *supra*, for use of particle bombardment to introduce YACs into plant cells. For example, Rinehart (1997) *supra*, used particle bombardment to generate transgenic cotton plants. Apparatus for accelerating particles is described U.S. Pat. No.

5,015,580; and, the commercially available BioRad (Biolistics) PDS-2000 particle acceleration instrument; see also, John, U.S. Patent No. 5,608,148; and Ellis, U.S. Patent No. 5, 681,730, describing particle-mediated transformation of gymnosperms.

5 DNA can also be introduced in to plant cells using recombinant viruses. Plant cells can be transformed using viral vectors, such as, e.g., tobacco mosaic virus derived vectors (Rouwendal (1997) *Plant Mol. Biol.* 33:989-999), see Porta (1996) "Use of viral replicons for the expression of genes in plants," *Mol. Biotechnol.* 5:209-221.

10 Alternatively, the DNA constructs may be combined with suitable T-DNA flanking regions and introduced into a conventional *Agrobacterium tumefaciens* host vector. The virulence functions of the *Agrobacterium tumefaciens* host will direct the insertion of the construct and adjacent marker into the plant cell DNA when the cell is infected by the bacteria. *Agrobacterium tumefaciens*-mediated transformation techniques, including disarming and use of binary vectors, are well described in the scientific literature. See, e.g., Horsch (1984) *Science* 233:496-498; Fraley (1983) *Proc. Natl. Acad. Sci. USA* 80:4803 (1983); *Gene Transfer to Plants*, Potrykus, ed. (Springer-Verlag, Berlin 1995).

Alignment Analysis of Sequences

20 The nucleic acid sequences of the invention include genes and gene products identified and characterized by analysis using the exemplary nucleic acid and protein sequences of the invention, including SEQ ID NO:1 and SEQ ID NO:2. For sequence comparison, typically one sequence acts as a reference sequence, to which test sequences are compared. When using a sequence comparison algorithm, test and reference sequences are entered into a computer, subsequence coordinates are designated, if necessary, and sequence algorithm program parameters are designated. Default program parameters are used unless alternative parameters are designated herein. The sequence comparison algorithm then calculates the percent sequence identity for the test sequence(s) relative to the reference sequence, based on the designated or default program parameters. A "comparison window", as used herein, includes reference to a segment of any one of the number of contiguous positions selected from the group consisting of from 25 to 600, 25 usually about 50 to about 200, more usually about 100 to about 150 in which a sequence 30 may be compared to a reference sequence of the same number of contiguous positions after the two sequences are optimally aligned.

Methods of alignment of sequences for comparison are well-known in the art. Optimal alignment of sequences for comparison can be conducted, e.g., by the local homology algorithm of Smith & Waterman, *Adv. Appl. Math.* 2:482 (1981), by the homology alignment algorithm of Needleman & Wunsch, *J. Mol. Biol.* 48:443 (1970), by the search for similarity method of Pearson & Lipman, *Proc. Natl. Acad. Sci. USA* 85:2444 (1988), by computerized implementations of these algorithms (CLUSTAL, GAP, BESTFIT, FASTA, and TFASTA in the Wisconsin Genetics Software Package, Genetics Computer Group, 575 Science Dr., Madison, WI), or by manual alignment and visual inspection.

In one aspect, a CLUSTAL algorithm, such as the CLUSTAL W program, is used to determine if a nucleic acid or polypeptide sequence is within the scope of the invention; see, e.g., Thompson (1994) *Nuc. Acids Res.* 22:4673-4680; Higgins (1996) *Methods Enzymol.* 266:383-402. Variations can also be used, such as CLUSTAL X, see Jeanmougin (1998) *Trends Biochem Sci.* 23:403-405; Thompson (1997) *Nucleic Acids Res.* 25:4876-4882. CLUSTAL W program, described by Thompson (1994) *supra*, in the methods of the invention used with the following parameters: K tuple (word) size: 1, window size: 5, scoring method: percentage, number of top diagonals: 5, gap penalty: 3.

Another algorithm is PILEUP, which can be used to determine whether a polypeptide or nucleic acid has sufficient sequence identity to SEQ ID NO:1 or SEQ ID NO:2 to be within the scope of the invention. This program creates a multiple sequence alignment from a group of related sequences using progressive, pairwise alignments to show relationship and percent sequence identity. It also plots a tree or dendrogram showing the clustering relationships used to create the alignment. PILEUP uses a simplification of the progressive alignment method of Feng & Doolittle, *J. Mol. Evol.* 35:351-360 (1987). The method used is similar to the method described by Higgins & Sharp, CABIOS 5:151-153 (1989). The following parameters are used with PILEUP in the methods of the invention: default gap weight (3.00), default gap length weight (0.10), and weighted end gaps.

Another example of an algorithm that is suitable for determining percent sequence identity (*i.e.*, substantial similarity or identity) in this invention is the BLAST algorithm, which is described in Altschul (1990) *J. Mol. Biol.* 215:403-410. This algorithm involves first identifying high scoring sequence pairs (HSPs) by identifying short words of length W in the query sequence, which either match or satisfy some

positive-valued threshold score T when aligned with a word of the same length in a database sequence. T is referred to as the neighborhood word score threshold (Altschul (1990) *supra*). These initial neighborhood word hits act as seeds for initiating searches to find longer HSPs containing them. The word hits are then extended in both directions along each sequence for as far as the cumulative alignment score can be increased.

5 Cumulative scores are calculated using, for nucleotide sequences, the parameters M (reward score for a pair of matching residues; always > 0) and N (penalty score for mismatching residues, always < 0). For amino acid sequences, a scoring matrix is used to calculate the cumulative score. Extension of the word hits in each direction are halted

10 when: the cumulative alignment score falls off by the quantity X from its maximum achieved value; the cumulative score goes to zero or below, due to the accumulation of one or more negative-scoring residue alignments; or the end of either sequence is reached. The BLAST algorithm parameters W, T, and X determine the sensitivity and speed of the alignment. In one embodiment, to determine if a nucleic acid sequence is within the scope

15 of the invention, the BLASTN program (for nucleotide sequences) is used incorporating as defaults a wordlength (W) of 11, an expectation (E) of 10, M=5, N=-4, and a comparison of both strands. For amino acid sequences, the BLASTP program uses as default parameters a wordlength (W) of 3, an expectation (E) of 10, and the BLOSUM62 scoring matrix (see, e.g., Henikoff (1989) Proc. Natl. Acad. Sci. USA 89:10915).

20 **Antibodies**

The invention provides antibodies that specifically bind to the polypeptides of the invention, e.g., the exemplary SEQ ID NO:2. These antibodies can be used, e.g., to isolate the polypeptides of the invention, to identify the presence of polypeptides that are associated with apoptosis, and the like. To generate antibodies, polypeptides or peptides (antigenic fragments of SEQ ID NO:2) can be conjugated to another molecule or can be administered with an adjuvant. The coding sequence can be part of an expression cassette or vector capable of expressing the immunogen *in vivo* (see, e.g., Katsumi (1994) Hum. Gene Ther. 5:1335-9). Methods of producing polyclonal and monoclonal antibodies are known to those of skill in the art and described in the scientific and patent literature, see,

25 e.g., Coligan, CURRENT PROTOCOLS IN IMMUNOLOGY, Wiley/Greene, NY (1991); Stites (eds.) BASIC AND CLINICAL IMMUNOLOGY (7th ed.) Lange Medical Publications, Los

30 Altos, CA; Goding, MONOClonal ANTIBODIES: PRINCIPLES AND PRACTICE (2d ed.)

Academic Press, New York, NY (1986); Harlow (1988) **ANTIBODIES, A LABORATORY MANUAL**, Cold Spring Harbor Publications, New York.

Antibodies also can be generated *in vitro*, e.g., using recombinant antibody binding site expressing phage display libraries, in addition to the traditional *in vivo* methods using animals. See, e.g., Huse (1989) *Science* 246:1275; Ward (1989) *Nature* 341:544; Hoogenboom (1997) *Trends Biotechnol.* 15:62-70; Katz (1997) *Annu. Rev. Biophys. Biomol. Struct.* 26:27-45. Human antibodies can be generated in mice engineered to produce only human antibodies, as described by, e.g., U.S. Patent No. 5,877,397; 5,874,299; 5,789,650; and 5,939,598. B-cells from these mice can be immortalized using standard techniques (e.g., by fusing with an immortalizing cell line such as a myeloma or by manipulating such B-cells by other techniques to perpetuate a cell line) to produce a monoclonal human antibody-producing cell. See, e.g., U.S. Patent No. 5,916,771; 5,985,615.

Measuring markers of apoptosis in a cell

The invention provides a method for identifying an agent that can modulate the activity of a polypeptide of the invention (e.g., a polypeptide having a sequence at least 95% sequence identity to SEQ ID NO:2) that is capable inhibiting apoptosis in a cell. The method comprises contacting a cell expressing the polypeptide recombinantly in the presence and absence of a test agent before, during or after inducing apoptosis in the cell; and, measuring the amount or degree of the polypeptide's activity in the cell in the presence and absence of the test agent, wherein an increase or decrease in the amount or degree of apoptosis in the cell in the presence of the test agent identifies the test agent as a modulator of the polypeptide's activity.

The degree of the polypeptide's activity in the cell can be determined by measuring the amount or degree of apoptosis in the cell; the amount or degree of caspase protease activity in the cell; the amount or degree of DNA fragmentation in the cell; the amount or degree of cleavage of substrates of caspases in the cell; or by measuring the amount or degree of any surrogate marker of apoptosis in the cell; methods for making these measurements are well known in the art, and the invention incorporates all such methods and variations thereof. For example, see *Methods in Enzymology* (2000) volume 322, edited by John C. Reed, Academic Press, e.g., chapters on pages 3, 15, 41, describing assays to measure apoptosis and surrogate markers of apoptosis and enzymes with activity related to levels of apoptosis, e.g., assays to determine DNA fragmentation, caspase

assays, measuring annexin V (see, e.g., Zhang (1997) *Biotechniques* 23:525-531), and the like. See, e.g., van Engeland (1996) *Cytometry* 24:131-139; Gorczyca (1998) *Methods Mol. Biol.* 91:217-238. See also, e.g., U.S. Patent Nos. 6,165,737; 6,165,732; 6,160,095; 6,143,522; 6,087,384; 6,077,684; 6,060,238; 6,054,436; 5,985,829; 5,976,786; 5,952,189.

5

EXAMPLES

The following example is offered to illustrate, but not to limit the claimed invention.

Example 1: Cloning, recombinant expression and characterization of BmIAP

10 The following example describes the initial cloning of the BmIAP of the invention, recombinant expression of BmIAP nucleic acids and polypeptides and characterization of the BmIAP of the invention.

Cloning of BmIAP: mRNA was isolated from BmN cells by using a kit from Qiagen, Inc. (Valencia, CA). Degenerate primers were used; they were designed according to the consensus amino acid sequences between baculoviral IAPs and 15 Drosophila IAPs, having the sequence 5'-GC(A/C/G/T)GA(A/C/G/T)GC(A/C/G/T)GG(A/C/G/T) TT(T/C)TT(T/C)TA-3' (SEQ ID NO:3) and 5'-AC(A/C/G/T)AC(A/G)TG(A/C/G/T)CC (A/G)CA(A/C/G/T)GG-3' (SEQ ID NO:4). Reverse transcription-PCR was performed for 35 cycles by using 94°C for 45 sec, 46°C for 1 min and 72°C for 1 min. Amplified fragments were blunt-end-cloned into 20 HincII site of pTZ-19 and then sequenced. To obtain full-length BmIAP cDNAs, 5' RACE and 3' RACE were performed by using commercial kits (GIBCO/BRL; Takara) and 5'-CTGTTCCCACGGAACGTC-3' (SEQ ID NO:5) and 5'-GCCACCAATGATTGAC-3' (SEQ ID NO:6) as internal PCR primers.

25 *Plasmid construction:* A cDNA fragment encompassing the complete ORF of BmIAP was PCR-amplified and subcloned into the EcoRI-XhoI sites in pcDNA3-myc and pGEX4T-1. Plasmids encoding fragments of BmIAP, including BIR1+2 (amino acid residue 1-292) (SEQ ID NO:2) and RING (residue 293-346) (SEQ ID NO:2), were amplified by PCR by using primers containing either start or stop codons as appropriate and subcloned into pTZ-19 and pcDNA3-myc plasmids.

30 *Protein expression and purification:* pGEX4T-1-BmIAP plasmid was introduced into E. coli strain BL21 (DE3) containing the plasmid pT-Trx. Glutathione S-transferase (GST) fusion proteins were obtained by induction with 0.05 mM isopropyl β-

thiogalactoside at 25°C for 8 hr and then purified using glutathione-Sepharose (see, e.g., Huang (2000) Proc. Natl. Acad. Sci. USA 97:1427-1432). The catalytic domains of caspase-3, caspase-7 and caspase-9 were expressed, purified by Ni-chelation affinity-chromatography, and quantified as described by Stennicke (1997) J. Biol. Chem. 272:25719-25723; Stennicke (1998) J. Biol. Chem. 273:27084-27090; Stennicke (1999) J. Biol. Chem. 274:8359-8362.

5 *Cell extracts and Caspase assays:* Cytosolic extracts were prepared by using human embryonic kidney (HEK) 293 cells (see, e.g., Deveraux (1997) Nature 388:300-303). For initiating caspase activation, 1 uM horse heart cytochrome-c (Sigma) and 1 mM dATP was added to extracts, as described by Deveraux (1998) Embo J. 17:2215-2223). Caspase activity was assayed by release of 7-amino-4-trifluoromethyl-coumarin (AFC) from Ac-DEVD-AFC or Ac-LEHD-AFC (Calbiochem), using a spectrofluorimeter as described by Stennicke (1997) supra; Quan (1995) J. Biol. Chem. 270:10377-10379.

10 *Cell culture, Transfection and Apoptosis Assays:* Insect Sf-21 cells were maintained at 27°C in Excell 401 medium (JRH Biosciences, Lenexa, KS) supplemented with 2.5% FBS. vP35del, *Autographa californica* nuclear polyhedrosis virus (AcMNPV) containing a deletion in the apoptosis suppressor “p35” gene (35-kilodalton protein gene) (see, e.g., Lerch (1993) Nucleic Acids Res. 21:1753-1760) was propagated in TN-386 15 cells (see, e.g., Clem (1991) Science 254:1388-1390). Plasmids encoding full-length or deletion mutants of BmIAP (1 ug) were co-transfected with 1 ug vP35del viral DNA into Sf-21 cells by using Lipofectin from GIBCO/BRL. Occlusion body formation was observed under light-microscopy 3 days post-transfection. HEK293 cells were maintained in DMEM (Irvine Scientific) supplemented with 10% FBS, 1 mM L-glutamine, and 20 antibiotics. 293 cells (10^6) were cotransfected by using Superfect™ (Qiagen) with 0.1 ug of green fluorescence protein (GFP) marker plasmid pEGFP (CLONTECH), 0.25 ug of either pcDNA3-Bax or pcDNA3-Fas and 1.5 ug of pcDNA3-myc-BmIAP. Both floating and adherent cells were recovered 24 to 36 hour post-transfection and pooled, and the percentage of GFP-positive cells with nuclear apoptotic morphology was determined by 25 staining with 0.1 ug/ml 4'-6-diamidino-2-phenylindole (DAPI) (mean +/- S.D.; n = 3) as described by Takhashi (1998) J. Biol. Chem. 273:7787-7790.

The full-length BmIAP cDNA (SEQ ID NO:1) and the BmIAP polypeptide amino acid sequence (SEQ ID NO:1) are:

BmIAP cDNA nucleotide sequence:

1 CATTATTAAC CTCACCTCAC TTCCGGTAGTG TGAATGTTAA CGTGAAACTC CGCGCTCTTC
 5 61 TTAGTTGCT ACTCGGTTCT GTCTGGCTGC GTTGACGTTT TGGAACCTCA TACTATTTG
 121 TTCTTGCAAG ACGAGTGTCA GTGATTAAAC AAAAACATAA GAATAGACGT TTTATGCGTT
 10 181 ACTAAAAAAA AGGAAAATA TACCAATGGA GTTGACGAAA GTTGCTAAAA ATGGAGCTGC
 241 CGCCACGTTG GTGATGTTAA AAAATGCGCG GGATGCAAAA ATGCGACCTT TCATTGGTCC
 301 GCTCATGTTA TCCTCGTGTG AGTCCTCAC ACACATCCACA CTCCCGTCAC CTTCGTGTG
 15 361 AGCTGATAAA ACGGATAATC ACGACACATT CAACTTCCTT CCTGATATGC CCGACATGCG
 421 TCGTGAAGAG GAACGTCGAA AACATTTGA TCAGTGGCCC GTTACGTTT TQACGCCGA
 481 ACAATTGGCC CGCAACGGAT TCTACTACCT CGGTGCGGGC GACQAAGTGT GCTGTGCTTT
 541 CTGTAAGGTA GAAATTATGA GGTGGGTCGA AGGCGACGAT CCTGCCGCCG ATCATCGGAG
 601 ATGGGCGCCOC CAGTGTCCCT TTGTACGAAA ACAAAATGTAT GCCAACGCTG GGGQAGAGGC
 661 GACCGCTGTC GGTAGAGACG AATGTGGGCC CAGTGCAGGCC ACGCAGCCTC CCCGCATGCC
 721 CGGCCCCGCG CACGCGCGGT ACTCCACCGA GGCGCGCGGG CTGCGCACCT TCAAGGACTG
 781 GCCGAGACGT ATGCCCAAA AACCCGAGGA ACTGGCAGAG GCCGGATTCT TCTATACAGG
 841 CCAAGGTGAC AAAACGAAAT GCTTCTATG CGACGGAGGG CTAAAAGATT GGGAAAGCGA
 901 TGACGTTCCG TGGGAACAGC ACGCCAGATG GTTCGACCAGC TGCGCGTACG TGCAATTGGT
 35 961 QAAAGGACGT GACTACATTC AGAAGGTGAA GTCCGGAGGCC ACTGCGATAT CTGCTAGCGA
 1021 AGAAGAACAG GCCGCCACCA ATGATTGAC TAAGAACGTC GCCAACAGGG GCGAGAAACA
 1081 TTGGATGAC TCTAAAATAT GTAAAATATG TTATTCCGAG GAGCGTAACG TGTGCTTCGT
 40 1141 GCCGTGCGGC CACGTGGTGG CGTGCACCAA GTGCGCGCTG TCGACGGACA AGTGCCTCGAT
 1201 GTGTCGCAGG ACGTTCACGA ATGCGGTGCG GCTCTACTTC TCGTGAAGG ACCCTCCCG
 45 1261 CGAGCTGTAT ACTAATCACT TCACCGGGCG GCCCTGGAGC GTGCTGAAAC CACCCCTCGA
 1321 ACGAAACCGC GTATCTGTG ATTITACAT TAAATAAATT TACAAATTGA TAGCGGTGGG
 1381 GCAATGTATA GGAACCTGTC AGAACTCGCG AGTGACGTG CAGGAAGGAG TTAGTGATT
 50 1441 GTAAACTTGT AAACGTATGT TGAAATGATT TTATTTATTA TTAAAAATTCAATGACAAA
 1501 GTGTAAGTAA ATAATGTAC ATATTATTT AGATTATCAG TTGCTCCAC CGACAAAAGT
 55 1561 GAAATGTACA TAGGTGTTT CATATCACTT CAACAGTCGA AGACCTCTT TTGAAATTAA
 1621 AGGATATATA TTATACATA TAAATTAAAA TTGAAACGAG ACATCAATAT AAATGGTTTA
 1681 ACAACTTATT TATACACTGA AATCAAGTGA AGTGTAAACAT GGTCTGAAGA ATGTTTTACT
 60 1741 GATTTCACTT COCCGTGTA AGTGATAAAA TTCTAATGTA AATCCAGAGT TTAAATGTCG
 1801 TCATAATTAA TATAAGAAAC AAGTTTACG CTTCTTTGC TTGAAAATC TTATAATTGA
 65 1861 TTCAGGAATT ATTTAATGTG ACTATATTTT GTTCCTGTAA ATAACATAAT ATATACTATT

1921 TATTGATTA A TTCTGACATA ATTTATGGCA ATTCCGTAAG ATACAATCCA ATACTTATT
 1981 CATGTAACTC ACTTCAAAAT AGTTGAATGT GTGGTGAT TATAATGTTA AATGTCAAA
 5 2041 TTATAATAA ATTGAGCAA GTCGCATTAA ATGTATGAAT ACTAATTATT GTTTAACAA
 2101 AACATTAAAG TATAATCTGC TCTGTGATT TAATGTATCA AGAAATAACC CCAACACCTT
 10 2161 AATTGAAAGTT TTACATTGT TGCTGATAAA AAAAATCATA TCAATTACAT TTACAAGTCA
 2221 ATTTAATTG TTCAGAAACC AAACACAATT TTGTTAGTGA CTCCGTCTT AGGAAGTAGT
 2281 ATGACAAACC AGTGTTCGT TGATTGCATT AATTAGTTG TAACCAATAT TTACACTCAA
 15 2341 CATTAAAGA TOTCATTGAG GAATTCTGTA TAAAAATGG GAATTTATT ATTGGTGTAT
 2401 AATACAATCC CGCACAAAGCC ATTTGCAAGT TTCTACACAA CTAAAACGTA TTGTATCCAT
 2461 TATCTATACG TCATATCATT AATATATACT TGCTTAGCA AACATATATT CACGAATAAC
 20 2521 TTCACAATAT ATTTTGTAAT ATCAACATAT TAATGGTAAT TAACGAATCG CACGGTACAA
 2581 ATAGTGATAA CTGCTGAGTG CACTAAATAG TAAGAGAATT TATTAAACAA GTCAAATT
 25 2641 GTTCATAAG TAGTTATTC ATACTGTTGA ATGTTATTCA TTAAAACAAA TGTTAAAGCA
 2701 AAAAAAAA AAAAAAGTCG TGACTGGGAA AA (SEQ ID NO:1)

BmIAP coding region nucleotide sequence:

30 1 ATGGAGTTGA CGAAAGTTGC TAAAAATGGA GCTGCCCCA CGTTGGTGAT GTAAAAAAAT
 61 GCGCGGGATG CAAAAATGCG ACCTTCATT GGTCCGCTCA TGTTATCCTC GTGTGAGTCT
 35 121 TCAACGACAT CCACACTCCC GTCACCTTOG TCGTCAGCTG ATAAAACGGA TAATCACGAC
 181 ACATTCAACT TCCCTCCTGA TATGCCGAC ATGCGTCGTG AAGAGGAACG TCTGAAAACA
 241 TTIGATCAGT GGCCCGITAC GTTTTGACG CCGGAACAAT TGGCCCGCAA CGGATTCTAC
 40 301 TACCTCGGTC GCGGCGACGA AGTGTGCTGT GCTTCTGTA AGGTAGAAAT TATGAGGTGG
 361 GTCGAAGGCG ACGATCCTGC CGCCGATCAT CGGAGATGGG CGCCCCAGTG TCCCTTTGTA
 45 421 CGAAAACAAA TGTATGCCA CGCTGGGGGA GAGGCGACCG CTGTCGGTAG AGACGAATGT
 481 GGGGCCAGTG CGGCCACGCA GCCTCCCCGC ATGCCCGGCC CCGTGCACGC GCGGTACTCC
 50 541 ACCGAGGCCG CGCGGCTCGC CACCTTCAAG GACTGGCGA GACGTATCGC CAAAAAACCC
 601 GAGGAACCTGG CAGAGGCCGG ATTCTCTAT ACAGGCCAAG GTGACAAAAC GAAATGCTTC
 661 TATTGCGACG GAGGGCTAAA AGATTGGAA AGCGATGACG TTCCGTGGGA ACAGCACGCC
 55 721 AGATGGTTCG ACCGCTGCGC GTACGTGCAA TTGGTGAAG GACGTGACTA CATTCAAG
 781 GTGAAGTCGG AGGCCACTGC GATATCTGCT AGCGAAGAAG AACAGGCCGC CACCAATGAT
 60 841 TCGACTAAGA ACGTCCGCCA AGAGGGCGAG AAACATTGG ATGACTCTAA AATATGTTAA
 901 ATATGTTATT CCGAGGGAGCG TAACGTGTC TICGTGCCGT GCGGCCACGT GGTGGCGTGC
 961 GCCAAGTGC CGCTGTCGAC GGACAAGTGC CCGATGTGTC GCAGGACGTT CACGAATGCG
 65 1021 GTGCGGCTCT ACTTCTCGTG A

BmIAP polypeptide amino acid sequence:

1 MELTKVAKNGAAATLVMKNARDAKMRPFI
5 31 GPLMLSSCESSTTSTLPSPSSADKTDNHD
61 TFNFLPDMPDMRREEERLKTFDQWPVTFLT
10 91 PBQLARNGFYYLGRGDEVCCAFCKVEIMRW
121 VEGDDPAADHRRWAPQCPFVRKQMYANAGG
15 151 EATAVGRDECAGASAATQPPRMPGPVHARYS
181 TEAARLATFKDWPRRMQRKPEELAEAGFFY
211 TGQGDKTCKFYCDGGLKDWE SDDVPWEQHA
241 RWFDRCAYVQLVKGRDYIQKVKEATAISA
271 SEE EQAAATNDSTKNVAQEGEKHLDDSKICK
301 ICYSEERNVCPVPCGHVVACAKCALSTDKC
25 331 PMCRRTFTNAVRLYFS * (SEQ ID NO:2)

The full-length BmIAP cDNA (SEQ ID NO:1) (Genbank accession number AF281073) contains a continuous open reading frame (ORF) encoding a protein of 346 amino acids (Figure 1B). This ORF is initiated by an AUG within a favorable context for translation (see, e.g., Kozak (1996) *Mammalian Genomes* 7:563-574) and is preceded by upstream stop codons in all three reading frames. Figure 1A shows the location of the BIR domains (BIR1, residues 74 to 140; BIR2, residues 182 to 249; of SEQ ID NO:2) and the RING domain (residues 298 to 314; of SEQ ID NO:2) of BmIAP. Figure 1B is the full length amino acid sequence of BmIAP (SEQ ID NO:2). Sequence alignments of the BIR1 (Figure 1C), BIR2 (Figure 1D) and RING (Figure 1E) domains of BmIAP with the corresponding domains of other IAP family members are shown, with bold text indicates identical amino acid. The Genbank accession numbers of sequences used for the alignments are: *Bombyx mori* IAP (BmIAP) AF281073, *Spodoptera frugiperda* IAP (SfIAP) AF186378, *Trichoplusia ni* IAP (TnIAP) AF195528, *Orgyia pseudotsugata* nucleopolyhedrovirus IAP (OpIAP) P41437, *Cydia pomonella* granulovirus IAP (CpIAP) P41436, and *Drosophila melanogaster* IAP1 (DIAP1) Q24306.

Similar to SfIAP, the BmIAP protein contains two BIR domains followed by a RING domain near its C-terminus (Fig. 1A and 1B). In the BIR domain of BmIAP, the conserved presence and spacing of cysteine and histidine residue (CX₂CX₆WX₉HX₆C) (SEQ ID NO: 7) is also observed. Within BIR and RING regions, BmIAP shares 88% amino acid identity (92% similarity) with SfIAP, 90% identity (92%

similarity) with TnIAP and 76% identity (81% similarity) with CpIAP (Fig. 1C-1E). Thus BmIAP shares high sequence similarity with the other two lepidopteran IAPs, SfIAP and TnIAP, suggesting evolutionary conservation.

Experiments demonstrated that both BIR and RING domains of BmIAP are required to block apoptosis induced by apoptosis suppressor p35-deficient AcMNPV virus. The anti-apoptotic activity of BmIAP in insect cells was tested by co-transfected AcMNPV p35-deficient viral DNA into Sf-21 cells with plasmids containing full-length BmIAP (SEQ ID NO:2) or truncation mutants of BmIAP lacking two BIR domains or the RING domain (see Figure 1A). Cells expressing IAPs / IAP fragments with anti-apoptotic activity support virus replication, whereas cells without a functional IAP are unable to support virus replication and undergo apoptosis. Production of viable viral progeny from rescued viruses results in the formation of occlusion bodies, serving as a convenient end-point. Occlusion body formation serves as a visual screening end-point under light-microscopy, as described by Crook (1993) J. of Virol. 67:2168-2174; Birnbaum (1994) J. of Virol. 68:2521-2525. Sf-21 cells co-transfected with p35-deficient AcMNPV viral DNA and (Figure 2A) BmIAP, or (Figure 2D) SfIAP, show the production of occlusion bodies as indicated by arrowheads, whereas (Figure 2B) BmIAP-BIR, (Figure 2C) BmIAP-RING, and (Figure 2E) AcIAP show apoptotic body formation (indicated by arrowheads) without occlusion body formation. Since SfIAP has been shown to block apoptosis in both insect and mammalian cells (see, e.g., Huang (2000) *supra*), whereas AcIAP is ineffective (Clem (1994) Mol. Cell. Biol. 14:5212-5222; Huang (2000) *supra*, SfIAP and AcIAP were used as positive and negative controls, respectively (Fig. 2D and E). Figure 2F is the mock transfection control.

A plasmid encoding the full-length BmIAP (SEQ ID NO:2) was able to complement the p35 (apoptosis inhibiting)-deficiency in the baculovirus, supporting occlusion body production and virus replication at 3 days post-transfection (Fig. 2A). In contrast, neither the BIR nor RING domain deletion mutants of BmIAP (see Figure 1A) was able to support occlusion body formation (thus, no apoptosis inhibiting activity). Sf-21 cells displayed morphological changes of apoptosis, such as apoptotic body formation, when either the BIR or RING domain deletion mutants were co-transfected with p35-deficient viral DNA (Fig. 2B and C). These results demonstrate that both the BIR and RING domain regions of BmIAP (BIR1, residues 74 to 140; BIR2, residues 182 to 249; of

SEQ ID NO:2) and the RING domain (residues 298 to 314; of SEQ ID NO:2) are required in combination for the anti-apoptotic function in insect cells.

Experiments demonstrated that BmIAP inhibited Bax-induced but not Fas-induced apoptosis in mammalian cells (i.e., BmIAP protects mammalian cells against Bax-induced but not Fas-induced apoptosis). Expression plasmid encoding Bax (Figure 3A) or Fas (Figure 3B) were co-transfected into HEK 293 cells with the indicated myc-tagged IAP expression plasmids. Percentage apoptosis was measured 24 to 36 hours post-transfection by 4'-6-diamidino-2-phenylindole (DAPI) staining (mean +/- S.D., n = 3). Recombinant BmIAP (2 uM) was added to cytosolic extracts (10mg/ml) from HEK293 cells concurrently with the addition of 1 uM cytochrome-c/10mM dATP. After incubation at 30°C for 10 minutes, aliquots were withdrawn and assayed for caspase activity, as measured by release of AFC from Ac-DEVD-AFC substrate (100 uM). Data are presented in Figure 3C as a percentage relative to control reaction in which cytochrome-c/dATP were added alone.

SfIAP and baculoviral IAPs were previously shown to block apoptosis in mammalian cells (Huang (2000) supra; Hawkins (1996) Proc. Natl. Acad. Sci. USA 93:13786-13790; Uren (1996) Proc. Natl. Acad. Sci. USA 93:4974-4978; Hawkins (1998) Cell Death and Differentiation 5:569-576). To explore whether BmIAP has similar properties, we co-expressed BmIAP in HEK293 cells with either Fas or Bax, representing two major pathways that utilize caspase-8 and caspase-9, respectively, as their apical proteases. Similar to SfIAP, full-length BmIAP (SEQ ID NO:2) inhibited Bax (Fig. 3A) but not Fas-induced apoptosis (Fig. 3B). In contrast human XIAP protected cells against both Bax and Fas-induced apoptosis. As in Sf-21 cells, the inhibition of Bax-induced apoptosis in mammalian cells also requires both the BIR and RING domains of BmIAP (SEQ ID NO:2) (see Figure 1A), suggesting the conservation of the structural requirements for inhibition (Fig. 3A). Immunoblot analysis indicated that the levels of the BIR and RING truncation proteins were similar to that of full-length BmIAP in transfected cells, excluding differences in protein levels as an explanation for the failure of the BIR domains or RING domain to suppress cell death.

These results were further confirmed in a cell-free system in which exogenously added cytochrome-c, an agonist of the caspase-9 activating protein Apaf-1 (see, e.g., Zou (1997) Cell 90:405-413), induced activation of caspase-3 and similar effector proteases. BmIAP directly suppressed caspase-9, but not caspase-3 or caspase-7.

This was measured by hydrolysis of Ac-DEVD-AFC, as described by Quan (1995) J. Biol. Chem. 270:10377-10379). Recombinant active (Figure 4A) caspase-9 was added at 0.2 uM and incubated at 37°C with Ac-LEHD-AFC substrate (100 uM) in the presence or absence of various concentration (0.2-1.6 uM) of recombinant purified BmIAP or SfIAP.

5 AFC release was measured continuously. In Figure 4, data are expressed as a percentage relative to control reactions lacking IAPs, using rates determined from the linear portion of enzyme progress curves. Various control GST-fusion proteins had no inhibition effect.

Recombinant caspase-3 (2.6 nM) was incubated at 37°C with Ac-DEVD-AFC substrate (100 uM) in the presence or absence of 0.05 uM GST-XIAP, 0.5 uM GST-BmIAP (200 fold molar excess to caspase) or 0.5 uM GST-SfIAP (200 molar excess) (Figure 4B). AFC release was measured as above.

10 Recombinant caspase-7 (7.0 nM) was incubated at 37°C with Ac-DEVD-AFC substrate (100 uM) in the presence or absence of 0.14 uM GST-XIAP, 0.7 uM GST-BmIAP (100 fold molar excess relative to caspase or 0.7 uM GST-SfIAP (100 molar excess) (Figure 4C). AFC release was measured as above. In cytosolic extracts treated with cytochrome-c, recombinant BmIAP and positive control recombinant SfIAP completely blocked the hydrolysis of Ac-DEVD-AFC whereas negative control recombinant XIAP-BIR1 had no effect on caspase activity (Fig. 4C). Since caspases-3 and -7 are common to both Bax and Fas pathways, these results demonstrate that BmIAP, like SfIAP, inhibits the mitochondria/ cytochrome-c pathway in mammalian cells, thus, suppressing apoptosis at a step upstream of caspases-3 and -7. This finding is supported by the observation that BmIAP does not inhibit caspases-3 and -7 *in vitro*.

15 These experiments demonstrated that BmIAP is a direct inhibitor of caspase-9. Purified recombinant BmIAP was incubated with purified recombinant caspase-9. Residual activity was measured using Ac-LEHD-AFC as a substrate of caspase-9. BmIAP inhibited recombinant caspase-9 in a concentration-dependent manner. The relative amount of BmIAP required for caspase-9 inhibition was about 8 fold molar excess (Fig. 4A), similar to the results reported previous for SfIAP and XIAP (Deveraux (1999) *supra*; Huang (2000) *supra*; SfIAP was shown to directly inhibit caspase-9).

20 Unlike XIAP, but similar to SfIAP, BmIAP did not inhibit recombinant caspase-3 and caspase-7 (caspases-3, -7 and -9 are involved in apoptotic pathway induced by Bax), suggesting a narrower range of caspases specificity compared to human XIAP (Fig. 4B and C).

A number of embodiments of the invention have been described. Nevertheless, it will be understood that various modifications may be made without departing from the spirit and scope of the invention. Accordingly, other embodiments are within the scope of the following claims.

WHAT IS CLAIMED IS:

1. An isolated or recombinant nucleic acid comprising a nucleic acid sequence having at least 95% sequence identity to SEQ ID NO:1.
2. The isolated or recombinant nucleic acid of claim 1, wherein the nucleic acid encodes a polypeptide capable of inhibiting apoptosis in insect cells.
- 5 3. The isolated or recombinant nucleic acid of claim 1, wherein the nucleic acid encodes a polypeptide capable of inhibiting apoptosis in *Spodoptera frugiperda* or *Bombyx mori* cells.
- 10 4. The isolated or recombinant nucleic acid of claim 1, wherein the nucleic acid encodes a polypeptide capable of inhibiting apoptosis in mammalian cells.
- 15 5. The isolated or recombinant nucleic acid of claim 1, wherein the nucleic acid encodes a polypeptide capable of inhibiting apoptosis in plant cells.
- 20 6. The isolated or recombinant nucleic acid of claim 1, wherein the nucleic acid encodes a polypeptide capable of inhibiting caspase 9.
- 25 7. An isolated or recombinant nucleic acid encoding a polypeptide having a sequence as set forth in SEQ ID NO:2.
- 30 8. An isolated or recombinant nucleic acid comprising a nucleic acid sequence as set forth in SEQ ID NO:1.
- 35 9. An expression cassette comprising at least one nucleic acid operably linked to a promoter, wherein the nucleic acid comprises a sequence having at least 95% sequence identity to SEQ ID NO:1.
- 40 10. The expression cassette of claim 9, wherein the promoter is a constitutive or an inducible promoter.
- 45 11. The expression cassette of claim 9, wherein the promoter is a developmentally regulated or a tissue specific promoter.
- 50 12. The expression cassette of claim 9, wherein the nucleic acid encodes a polypeptide having a sequence as set forth in SEQ ID NO:2.
- 55 13. A transformed cell comprising a nucleic acid sequence having at least 95% sequence identity to SEQ ID NO:1.
- 60 14. The transformed cell of claim 13, wherein the cell is a mammalian cell.
- 65 15. The transformed cell of claim 13, wherein the cell is an insect cell.

16. The transformed cell of claim 15, wherein the insect cell is a *Spodoptera frugiperda* cell.

17. The transformed cell of claim 13, wherein the cell is a plant cell.

18. The transformed cell of claim 13, wherein the cell is a yeast cell.

5 19. The transformed cell of claim 13, wherein the nucleic acid encodes a polypeptide having a sequence as set forth in SEQ ID NO:2.

20. A non-human transgenic animal comprising a nucleic acid sequence having at least 95% sequence identity to SEQ ID NO:1.

10 21. The nonhuman transgenic animal of claim 20, wherein the animal is a rat or a mouse.

22. The nonhuman transgenic animal of claim 20, wherein the nucleic acid encodes a polypeptide having a sequence as set forth in SEQ ID NO:2.

23. The nonhuman transgenic animal of claim 20, wherein the nucleic acid encodes a polypeptide capable of inhibiting apoptosis.

15 24. A transgenic plant comprising a nucleic acid sequence having at least 95% sequence identity to SEQ ID NO:1.

25. The transgenic plant of claim 24, wherein the nucleic acid encodes a polypeptide capable of inhibiting apoptosis.

20 26. The transgenic plant of claim 24, wherein the plant is abiotic or biotic insult resistant.

27. The transgenic plant of claim 26, wherein the biotic insult is induced by a plant pathogen.

28. The transgenic plant of claim 27, wherein the plant pathogen is a virus, a fungus, a bacteria or a nematode.

25 29. The transgenic plant of claim 26, wherein the abiotic insult is induced by high moisture, low moisture, salinity, nutrient deficiency, air pollution, high temperature, low temperature, soil toxicity, herbicides or insecticides.

30 30. The transgenic plant of claim 24, wherein at least a portion of the plant exhibits a decreased level of senescence.

30 31. A seed capable of germinating into a plant having in its genome a heterologous nucleic acid sequence having at least 95% sequence identity to SEQ ID NO:1.

32. The seed of claim 31, wherein the nucleic acid encodes a polypeptide capable of inhibiting apoptosis in a plant cell.

33. An isolated or recombinant polypeptide comprising a sequence having at least 95% sequence identity to SEQ ID NO:2.

5 34. The isolated or recombinant polypeptide of claim 33, wherein the polypeptide is capable of inhibiting apoptosis in insect cells.

35. The isolated or recombinant polypeptide of claim 33, wherein the polypeptide is capable of inhibiting apoptosis in *Bombyx mori* cells.

10 36. The isolated or recombinant polypeptide of claim 33, wherein the polypeptide is capable of inhibiting apoptosis in mammalian cells.

37. The isolated or recombinant polypeptide of claim 33, wherein the nucleic acid encodes a polypeptide capable of inhibiting apoptosis in plant cells.

38. The isolated or recombinant polypeptide of claim 33, wherein the polypeptide is capable of inhibiting caspase 9.

15 39. An isolated or recombinant polypeptide comprising a sequence as set forth in SEQ ID NO:2.

40. A fusion protein comprising a sequence having at least 95% sequence identity to SEQ ID NO:2 and a second domain.

20 41. The fusion protein of claim 40, wherein the second domain comprises glutathione S-transferase (GST).

42. An antibody or binding fragment thereof, wherein the antibody or fragment specifically binds to a polypeptide or an immunogenic fragment thereof, wherein the polypeptide comprises a sequence having at least 95% sequence identity to SEQ ID NO:2.

25 43. An antibody or binding fragment thereof, wherein the antibody or fragment specifically binds to a protein having an amino acid sequence as set forth in SEQ ID NO:2 or an immunogenic fragment thereof.

44. An array comprising a nucleic acid comprising a sequence having at least 95% sequence identity to SEQ ID NO:1.

30 45. A method of detecting or isolating a polypeptide, wherein the polypeptide comprises a sequence having at least 95% sequence identity to SEQ ID NO:2, comprising contacting a biological sample with an antibody as set forth in claim 38 or claim 39.

46. A method of making a recombinant polypeptide comprising expressing a nucleic acid comprising a sequence having at least 95% sequence identity to SEQ ID NO:1.

47. A method for inhibiting apoptosis in a cell comprising the following steps:

(a) providing an isolated or recombinant polypeptide comprising a sequence having at least 95% sequence identity to SEQ ID NO:2, wherein the polypeptide is capable inhibiting apoptosis in the cell, and

(a) contacting the polypeptide with the cell in an amount sufficient to inhibit apoptosis in the cell.

48. A method for inhibiting apoptosis in a cell comprising the following steps:

(a) providing an isolated or recombinant nucleic acid comprising a sequence having at least 95% sequence identity to SEQ ID NO:1, wherein the nucleic acid encodes polypeptide capable of inhibiting apoptosis in the cell, and

(b) contacting the nucleic acid with the cell and expressing the nucleic acid to produce an amount of polypeptide sufficient to inhibit apoptosis in the cell.

49. The method of claim 47 or claim 48, wherein the cell is an insect cell.

50. The method of claim 49, wherein the insect cell is a *Bombyx mori* cell.

51. The method of claim 49, wherein the insect cell is a *Spodoptera frugiperda* cell.

52. The method of claim 47 or claim 48, wherein the cell is a mammalian cell.

53. The method of claim 47 or claim 48, wherein the cell is a plant cell.

54. A method for identifying an agent that can modulate the activity of a polypeptide, wherein the polypeptide comprises a sequence having at least 95% sequence identity to SEQ ID NO:2 and is capable inhibiting a caspase 9 protease, comprising:

(a) providing an isolated or recombinant polypeptide comprising a sequence having at least 95% sequence identity to SEQ ID NO:2 that is capable inhibiting a caspase 9 protease, and a test agent,

(b) contacting the caspase 9 protease and polypeptide in the presence and absence of the test agent; and

5 (c) measuring the ability of the polypeptide to inhibit the caspase 9 protease in the presence and absence of the test agent, wherein an increase or decrease in the ability of the polypeptide to inhibit the caspase 9 protease in the presence of the test agent identifies the test agent as a modulator of the polypeptide's activity.

10 55. A method for identifying an agent that can modulate the activity of a polypeptide, wherein the polypeptide comprises a sequence having at least 95% sequence identity to SEQ ID NO:2 and is capable inhibiting apoptosis in a cell, comprising:

(a) contacting a cell expressing the polypeptide recombinantly in the presence and absence of a test agent before, during or after inducing apoptosis in the cell; and

15 (b) measuring the amount or degree of polypeptide activity in the cell in the presence and absence of the test agent, wherein an increase or decrease in the amount or degree of polypeptide activity in the cell in the presence of the test agent identifies the test agent as a modulator of the polypeptide's activity.

56. The method of claim 55, wherein the cell is an insect cell.

57. The method of claim 56, wherein the cell is a *Bombyx mori* cell.

20 58. The method of claim 55, wherein the cell is a plant cell.

59. The method of claim 55, wherein the cell is a mammalian cell.

60. The method of claim 55, wherein the cell is a yeast cell.

61. The method of claim 55, wherein the degree of polypeptide activity in the cell is determined by measuring the amount or degree of apoptosis in the cell.

25 62. The method of claim 55, wherein the degree of polypeptide activity in the cell is determined by measuring the amount or degree of caspase protease activity in the cell.

30 63. The method of claim 55, wherein the degree of polypeptide activity in the cell is determined by measuring the amount or degree of DNA fragmentation in the cell.

64. The method of claim 55, wherein the degree of polypeptide activity in the cell is determined by measuring the amount or degree of cleavage of substrates of caspases in the cell.

65. A method of generating an abiotic or biotic insult-resistant plant comprising the following steps

(a) providing an isolated or recombinant polypeptide comprising a sequence having at least 95% sequence identity to SEQ ID NO:2, wherein the polypeptide is capable inhibiting apoptosis in a plant cell, and

5 (a) contacting the polypeptide with the plant in an amount sufficient to inhibit apoptosis in the plant, thereby generating a plant that is biotic insult resistant.

66. A method for generating an abiotic or biotic insult-resistant plant comprising the following steps:

10 (a) providing an isolated or recombinant nucleic acid comprising a sequence having at least 95% sequence identity to SEQ ID NO:1, wherein the nucleic acid encodes polypeptide capable of inhibiting apoptosis in a plant cell, and

(b) contacting the nucleic acid with the plant and expressing the nucleic acid to produce an amount of polypeptide sufficient to inhibit apoptosis in the plant.

15 67. The method of claim 65 or claim 66, wherein the biotic insult is induced by a plant pathogen.

68. The method of claim 67, wherein the plant pathogen is a virus, a fungus, a bacteria or a nematode.

20 69. The method of claim 65 or claim 66, wherein the abiotic insult is induced by high moisture, low moisture, salinity, nutrient deficiency, air pollution, high temperature, low temperature, soil toxicity, herbicides or insecticides.

14



11

BIR2

NEVLTAVNGAATATVALMRLRDAKMRPFGLMSSESSTTSTSPPSSADCTDNDATAFLPDMDFRRERLATEDOWBVTPLTEQAL
RNGFTYXLRGDEYCCJPCVKETIRNTEGGDAADERWAQCPYVRQQTANAGERUNGRDECQASATOPPRGPVHARSTEALR
LAUTFKDWPRTMHDQKZELAEGFFYTGQGDKTKECIFYCDGGLQDWESDNUVPWEQHARWFDECAYTOLVGRDYZQKVSEATLSAEEEEE

BILAP-BIRI
SELAP-BIRI
TULAP-BIRI
CIPRAY-BIRI
OPILAP-BIRI
DIAPI-BIRI

BMLAP-BIR2
S²T²LAP-BIR2
T³I³LAP-BIR2
CPLAP-BIR2
OPLAP-BIR2
DIAPI-1-BIR2

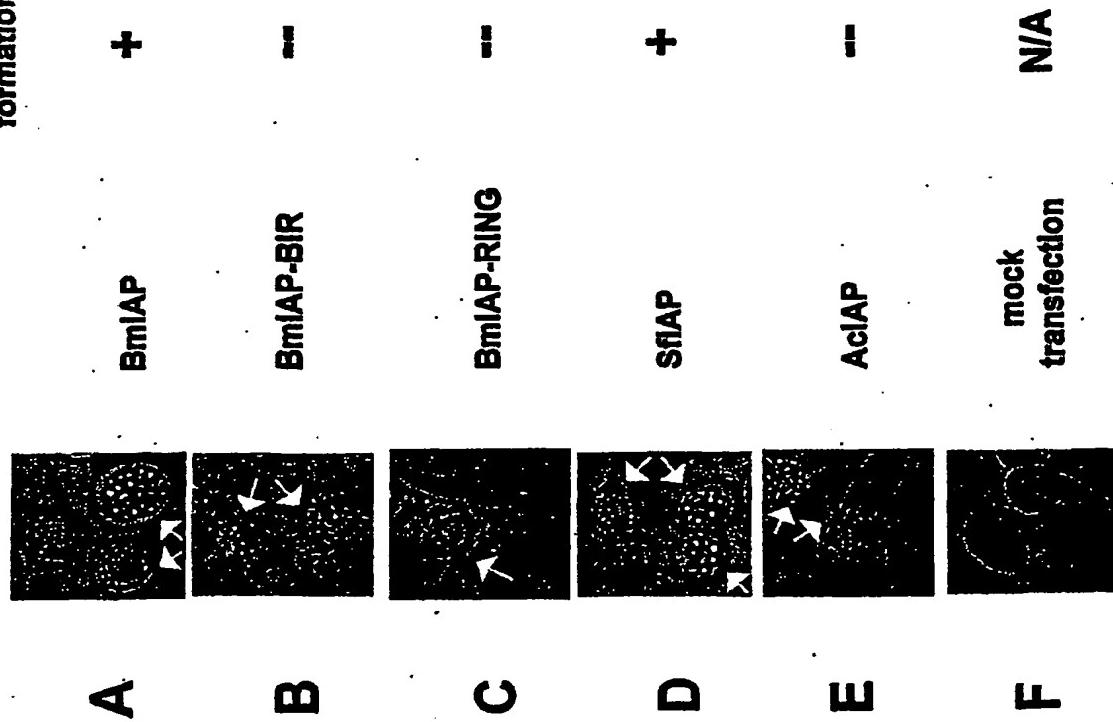
**BELAP-RING
SELAPE-RING
TULAP-RING
CPLAP-RING
OLAP-RING
DILAP-RING**

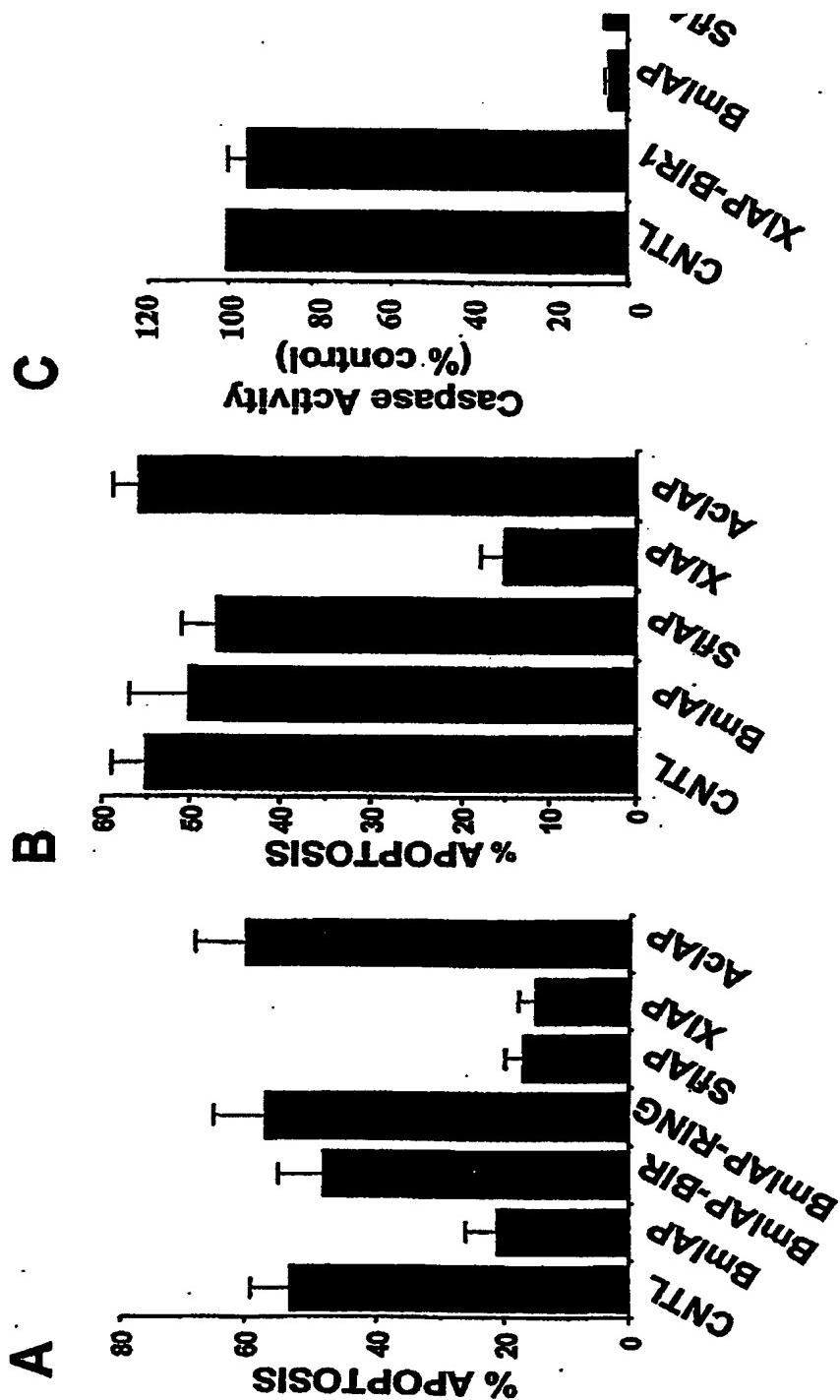
744ERLXKTFDQWp VTFLLPQLARNGFYLGRGD&VCCAFCKYEE MARYVEBDOP AADEKRYV AP QCP FV
100CDEMRKTFFKWP VSFLSQGQLARNGFYLGRD&VCCAFCKYEE MARYVEBDOP AADEKRYV AP QCP FV
1005EDRINTFFKWP VSFLSQGQLARNGFYLGRD&VCCAFCKYEE MARYVEBDOP AADEKRYV AP QCP FV
7EDVALATFFKWP VSFLSQGQLARNGFYLGRD&VCCAFCKYEE MARYVEBDOP AADEKRYV AP QCP FV
18TRANLUTYTMSP VOFLHPSRMAASGFYLGRGD&VCCAFCKYEE MARYVEBDOP ESTDRKOFV AP QCP FV
44EETRLATFTDOP LDMLDKQLAQTEMFVAGD KVKKFCITGZL SPNSP L

182EARLARLTAKWPA. RMQKPEELA.EA.GYTTGQDITKCF YCDGQ. KDW ESDDVW EQH ARWFORCAYV
210EARLARLTAKWPA. CMRQKPEELA.EA.GYTTGQDITKCF XCDGQ. KDW ENHDVW EQH ARWFORCAYV
209EARLARLTAKWPA. CMRQKPEELA.EA.GYTTGQDITKCF YCDGQ. KDW ENDVW EQH ARWFORCAYV
108EARLARLTAKWPA. CMRQKPEELA.EA.GYTTGQDITKCF XCDGQ. KDW SPEDVW EQH VRWFORCAYV
121EARLARLTAKWPA. GLKQKPEELA.EA.GYTTGQDITKCF CCDGQ. KDW EPDADW QOH ARWDIRCETV
226EARLARLTAKWPA. NLKQKPEELA.EA.GYTTGQDITKCF SCGGQ. KDW NUNDVW EQH ALANTAQCPAYV

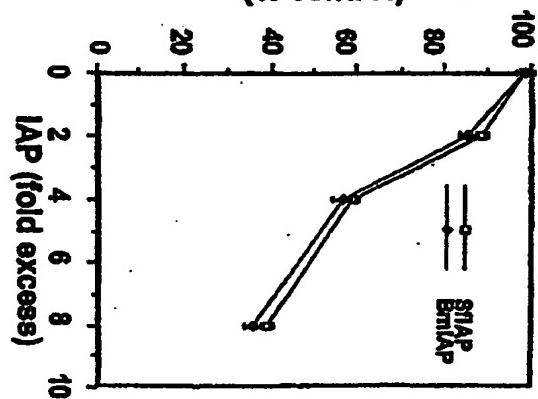
2981.CRCR YSERBNCVCFVPGCHVYACARTA 1STDKCP MCR
3291.CRCR YSERBNCVCFVPGCHVYACARTA LAADKCP MCR
3311.CRCR FASERBNCVCFVPGCHVYACARTA LAADKCP MCR
2271.CRCR YZSCCIVCFVPGCHVYACARTA 1SDVDCP MCR
2201.CRCR LGAERTVCFVPGCHVYACERTA AGVTTCP VCR
3901.CRCR YGEL2NTAFLPCRTVYACARTA SSVTAKP LCR

2/4

Occlusion body formation

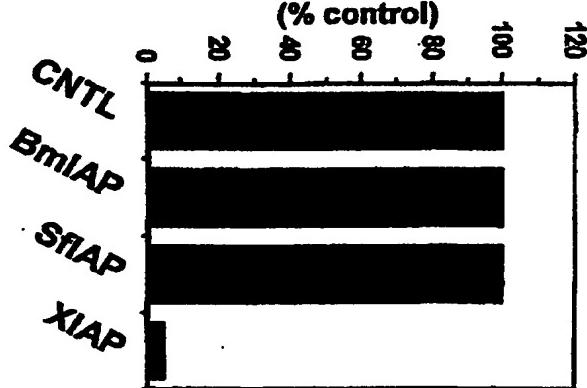


Caspase-9 Activity
(% control)



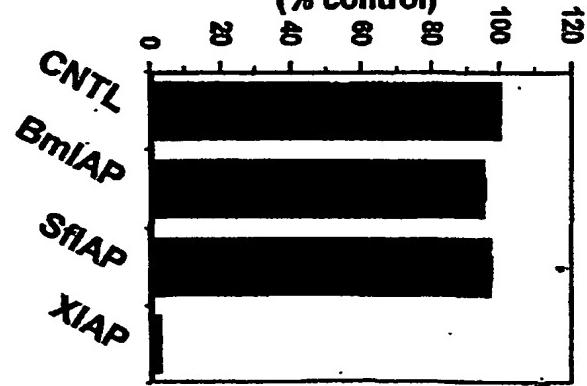
A

Caspase-3 Activity
(% control)



B

Caspase-7 Activity
(% control)



C

SEQUENCE LISTING

<110> THE BURNHAM INSTITUTE
THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

<120> INHIBITOR OF APOPTOSIS PROTEINS AND NUCLEIC ACIDS AND
METHODS FOR MAKING AND USING THEM

<130> PCT 087102/014 0145

<140>

<141>

<150> 60/260,478

<151> 2001-01-08

<160> 25

<170> PatentIn Ver. 2.1

<210> 1

<211> 3773

<212> DNA

<213> Bombyx mori

<220>

<221> CDS

<222> (2733) .. (3770)

<400> 1

cattattaaa ctcacttcac ttccgttagtg tgaatgttaa cgtgaaactc cgccgttcc 60
ttttagttct actccgggttgc gtttgcgttt tggaaacttca tactatttt 120
tttcttgcag acggatgtca gtgattaaac aaaaacataa gaatagacgt ttatgcgtt 180
actaaaaaaa aggaaaaata taccaatggaa gtttgcgttt atggagatgc 240
cgccacgttg gtgtatgtttaa aaaatgcgcg ggatgcaaaa atgcgcaccc ttcatggtcc 300
gttcatgtta ttctcgtgtg agtcttcaac gacatccaca ctccccgtcac ctccgttgtc 360
agctgataaa acggataatc acgacacatt caacttcctt cctgtatatgc ccgacatgc 420
tcgtgaagag gaacgtctga aaacatttga tcagtggccc gttacgttt tgacgcggaa 480
acaattggcc cgcaacggat tctactacct cggtcgcggc gacgaagtgt gctgtgttt 540
ctgttaaggta gaaattatga ggtgggtcga aggcgcacgt cctgccccc atcatcgag 600
atgggcgcggc cagtgtccct ttgtacgaaa acaaattgtat gccaacgctg ggggagaggg 660
gaccgcgtc ggttagagacg aatgtggggc cagtgcggcc acgcgcgcctc cccgcattgc 720
cgccccgtg cacgcgcggc actccacccga ggccgcgcgg ctccgcaccc tcaaggactg 780
ggcgagacgt atgcgcctaa aacccgagga actggcagag gccggattct totatacagg 840

2/16

ccaagggtgac aaaacgaaat gcttctattg cgacggaggg ctaaaagatt gggaaagcga 900
tgacgttccg tgggaacaga acgeccagatg gttcgaccgc tgcgctacg tgcaatttgt 960
gaaaggacgt gactacatc agaaggtaa gtcggaggcc actgcgatat ctgctagcga 1020
agaagaacag gcccgcacca atgattcgac taagaacgtc gcccaagagg gcgagaaaca 1080
tttggatgac tctaaaatat gtaaaatatg ttattccgag gagcgtaacg tgtgcttcgt 1140
gccgtgcggc cacgtggtgg cgtgcgc当地 gtgcgc当地 tcgacggaca agtgc当地 1200
gtgtgc当地 cgttgc当地 atgc当地 gc当地 ctgc当地 accctcc当地 1260
cgagctgtat actaatcact tcacccggc当地 gccctggagc gtgctgaaac cacccttc当地 1320
acgaaaccgc gtatcctgtg atttttacat taaataaatt tacaaaattga tagcgggtgg 1380
gcaatgtata ggaactcgac agaactcgac agttgacgtg caggaaggag ttagtgattt 1440
gtaaaacttgt aaactgtatgt tgaaatgatt ttatatttata tttaaaattc taatgacaaa 1500
gtgtaaatgaa ataaatgtac atattatattt agattatcag tttgtccc当地 cgacaaaatg 1560
gaaatgtaca taggtgtttt catabactt caacagtc当地 agacctt当地 tttgaattt 1620
aggatataata ttatatacata taaattaaaa tttaacgag acatcaatata aatggttt 1680
acaacttatt tataactgaa aatcaagtga agtgc当地 ggtctgaaagc atgtttact 1740
gatttcactt cccctgttga agtgataaaa ttctaatgtc当地 aatccagagc ttaaatgtcg 1800
tcataattaa tataagaaac aagtttacg cttctttgc ttgaaaaatc ttataattgtc当地 1860
ttcaggaatt attaatgtc当地 actatattt gttctgttaa ataacataat atataacttatt 1920
tattgattaa ttctgacata atttatggca attccgtaag atacaatccaa atacttattt 1980
catgtactc acttcaaaaat agttgaaatgt gtgggtgtgat tataatgtt当地 aatgtctaaa 2040
tttataattaa attgagcaaa gttgc当地 atgtatgaa actaattattt gtttaacaaa 2100
aacatttaag tataatctgc tctgtattt taatgtatca agaaaataacc ccaacacctt 2160
aattgaagtt ttacattgt tgctgataaaa aaaaatcata tcaattacat ttacaagtca 2220
attttaatttgc当地 ttcaacataattt ttgttagtgc当地 ctc当地 acgaagtagt 2280
atgacaaaacc agtgtttcgt tgattgc当地 aatttagttg taaccaatata ttacactcaa 2340
cattttaaaga tgc当地 tgc当地 gaattctgtta taaaaatgg gaattttattt attgggttat 2400
aatacaatcc cgcacaagcc atttgc当地 ttctacacaaa ctaaaaacgtc ttgtatccat 2460
tatctatacg tcatatcatt aatataact tgc当地 tagtgc当地 aacatataattt cacgaataac 2520
ttcacaatata atttttgc当地 atcaacataat taatggtaat taacgaatcg cacggtaacaa 2580

316

4/16

ccc gag gaa ctg gca gag gcc gga ttc ttc tat aca ggc caa ggt gac 3377
 Pro Glu Glu Leu Ala Glu Ala Gly Phe Phe Tyr Thr Gly Gln Gly Asp
 200 205 210 215

 aaa acg aaa tgc ttc tat tgc gac gga ggg cta aaa gat tgg gaa agc 3425
 Lys Thr Lys Cys Phe Tyr Cys Asp Gly Gly Leu Lys Asp Trp Glu Ser
 220 225 230

 gat gac gtt ccg tgg gaa cag cac gcc aga tgg ttc gac cgc tgc gcg 3473
 Asp Asp Val Pro Trp Glu Gln His Ala Arg Trp Phe Asp Arg Cys Ala
 235 240 245

 tac gtg caa ttg gtg aaa gga cgt gac tac att cag aag gtg aag tcg 3521
 Tyr Val Gln Leu Val Lys Gly Arg Asp Tyr Ile Gln Lys Val Lys Ser
 250 255 260

 gag gcc act gcg ata tct gct agc gaa gaa cag gcc gcc acc aat 3569
 Glu Ala Thr Ala Ile Ser Ala Ser Glu Glu Gln Ala Ala Thr Asn
 265 270 275

 gat tcg act aag aac gtc gcc caa gag ggc gag aaa cat ttg gat gac 3617
 Asp Ser Thr Lys Asn Val Ala Gln Glu Gly Glu Lys His Leu Asp Asp
 280 285 290 295

 tct aaa ata tgt aaa ata tgt tat tcc gag gag cgt aac gtg tgc ttc 3665
 Ser Lys Ile Cys Lys Ile Cys Tyr Ser Glu Glu Arg Asn Val Cys Phe
 300 305 310

 gtg ccg tgc ggc cac gtg gtg gcg tgc gcc aag tgc gcg ctg tcg acg 3713
 Val Pro Cys Gly His Val Val Ala Cys Ala Lys Cys Ala Leu Ser Thr
 315 320 325

 gac aag tgc ccg atg tgt cgc agg acg ttc aog aat gcg gtg cgg ctc 3761
 Asp Lys Cys Pro Met Cys Arg Arg Thr Phe Thr Asn Ala Val Arg Leu
 330 335 340

 tac ttc tcg tga 3773
 Tyr Phe Ser
 345

<210> 2
 <211> 346
 <212> PRT
 <213> Bombyx mori

<400> 2
 Met Glu Leu Thr Lys Val Ala Lys Asn Gly Ala Ala Ala Thr Leu Val
 1 5 10 15

 Met Leu Lys Asn Ala Arg Asp Ala Lys Met Arg Pro Phe Ile Gly Pro
 20 25 30

 Leu Met Leu Ser Ser Cys Glu Ser Ser Thr Thr Ser Thr Leu Pro Ser
 35 40 45

 Pro Ser Ser Ser Ala Asp Lys Thr Asp Asn His Asp Thr Phe Asn Phe
 50 55 60

S/16

Leu Pro Asp Met Pro Asp Met Arg Arg Glu Glu Glu Arg Leu Lys Thr
65 70 75 80

Phe Asp Gln Trp Pro Val Thr Phe Leu Thr Pro Glu Gln Leu Ala Arg
85 90 95

Asn Gly Phe Tyr Tyr Leu Gly Arg Gly Asp Glu Val Cys Cys Ala Phe
100 105 110

Cys Lys Val Glu Ile Met Arg Trp Val Glu Gly Asp Asp Pro Ala Ala
115 120 125

Asp His Arg Arg Trp Ala Pro Gln Cys Pro Phe Val Arg Lys Gln Met
130 135 140

Tyr Ala Asn Ala Gly Gly Glu Ala Thr Ala Val Gly Arg Asp Glu Cys
145 150 155 160

Gly Ala Ser Ala Ala Thr Gln Pro Pro Arg Met Pro Gly Pro Val His
165 170 175

Ala Arg Tyr Ser Thr Glu Ala Ala Arg Leu Ala Thr Phe Lys Asp Trp
180 185 190

Pro Arg Arg Met Arg Gln Lys Pro Glu Glu Leu Ala Glu Ala Gly Phe
195 200 205

Phe Tyr Thr Gly Gln Gly Asp Lys Thr Lys Cys Phe Tyr Cys Asp Gly
210 215 220

Gly Leu Lys Asp Trp Glu Ser Asp Asp Val Pro Trp Glu Gln His Ala
225 230 235 240

Arg Trp Phe Asp Arg Cys Ala Tyr Val Gln Leu Val Lys Gly Arg Asp
245 250 255

Tyr Ile Gln Lys Val Lys Ser Glu Ala Thr Ala Ile Ser Ala Ser Glu
260 265 270

Glu Glu Gln Ala Ala Thr Asn Asp Ser Thr Lys Asn Val Ala Gln Glu
275 280 285

Gly Glu Lys His Leu Asp Asp Ser Lys Ile Cys Lys Ile Cys Tyr Ser
290 295 300

Glu Glu Arg Asn Val Cys Phe Val Pro Cys Gly His Val Val Ala Cys
305 310 315 320

Ala Lys Cys Ala Leu Ser Thr Asp Lys Cys Pro Met Cys Arg Arg Thr
325 330 335

Phe Thr Asn Ala Val Arg Leu Tyr Phe Ser
340 345

<210> 3
<211> 20

6/16

<212> DNA
<213> Artificial Sequence

<220>
<223> Description of Artificial Sequence: Primer

<220>
<221> modified_base
<222> (3)
<223> a, c, g or t

<220>
<221> modified_base
<222> (6)
<223> a, c, g or t

<220>
<221> modified_base
<222> (9)
<223> a, c, g or t

<220>
<221> modified_base
<222> (12)
<223> a, c, g or t

<400> 3
gcnangcng gnttyttyta

20

<210> 4
<211> 17
<212> DNA
<213> Artificial Sequence

<220>
<223> Description of Artificial Sequence: Primer

<220>
<221> modified_base
<222> (3)
<223> a, c, g or t

<220>
<221> modified_base
<222> (9)
<223> a, c, g or t

<220>
<221> modified_base
<222> (15)
<223> a, c, g or t

<400> 4
acnacrtgmc crcangg

17

7/16

<210> 5
<211> 18
<212> DNA
<213> Artificial Sequence

<220>
<223> Description of Artificial Sequence: Primer

<400> 5
ctgttccac ggaacgta

18

<210> 6
<211> 17
<212> DNA
<213> Artificial Sequence

<220>
<223> Description of Artificial Sequence: Primer

<400> 6
gccaccaatg attcgac

17

<210> 7
<211> 28
<212> PRT
<213> Artificial Sequence

<220>
<223> Description of Artificial Sequence: Conserved motif

<220>
<221> MOD_RES
<222> (2)..(3)
<223> Variable residue

<220>
<221> MOD_RES
<222> (5)..(10)
<223> Variable residue

<220>
<221> MOD_RES
<222> (12)..(20)
<223> Variable residue

<220>
<221> MOD_RES
<222> (22)..(27)
<223> Variable residue

<400> 7
Cys Xaa Xaa Cys Xaa Xaa Xaa Xaa Xaa Trp Xaa Xaa Xaa Xaa
1 5 10 15

8/16

Xaa Xaa Xaa Xaa His Xaa Xaa Xaa Xaa Xaa Cys
20 25

<210> 8
<211> 172
<212> PRT
<213> Bombyx mori

<400> 8
Glu Glu Glu Arg Leu Lys Thr Phe Asp Gln Trp Pro Val Thr Phe Leu
1 5 10 15

Thr Pro Glu Gln Leu Ala Arg Asn Gly Phe Tyr Tyr Leu Gly Arg Gly
20 25 30

Asp Glu Val Cys Cys Ala Phe Cys Lys Val Glu Ile Met Arg Trp Val
35 40 45

Glu Gly Asp Asp Pro Ala Ala Asp His Arg Arg Trp Ala Pro Gln Cys
50 55 60

Pro Phe Val Glu Ala Ala Arg Leu Ala Thr Phe Lys Asp Trp Pro Arg
65 70 75 80

Arg Met Arg Gln Lys Pro Glu Glu Leu Ala Glu Ala Gly Phe Phe Tyr
85 90 95

Thr Gly Gln Gly Asp Lys Thr Lys Cys Phe Tyr Cys Asp Gly Gly Leu
100 105 110

Lys Asp Trp Glu Ser Asp Asp Val Pro Trp Glu Gln His Ala Arg Trp
115 120 125

Phe Asp Arg Cys Ala Tyr Val Leu Cys Lys Ile Cys Tyr Ser Glu Glu
130 135 140

Arg Asn Val Cys Phe Val Pro Cys Gly His Val Val Ala Cys Ala Lys
145 150 155 160

Cys Ala Leu Ser Thr Asp Lys Cys Pro Met Cys Arg
165 170

<210> 9
<211> 172
<212> PRT
<213> Spodoptera frugiperda

<400> 9
Glu Asp Glu Arg Met Lys Thr Phe Glu Lys Trp Pro Val Ser Phe Leu
1 5 10 15

Ser Gly Glu Gln Leu Ala Arg Asn Gly Phe Tyr Tyr Leu Gly Arg Arg
20 25 30

Asp Glu Ala Arg Cys Ala Phe Cys Lys Val Glu Ile Met Arg Trp Val
35 40 45

9/16

Glu Gly Asp Asp Pro Ala Lys Asp His Gln Arg Trp Ala Pro Gln Cys
 50 55 60

Pro Phe Val Glu Ala Ala Arg Leu Arg Ser Phe Lys Asp Trp Pro Arg
 65 70 75 80

Cys Met Arg Gln Lys Pro Glu Glu Leu Ala Glu Ala Gly Phe Phe Tyr
 85 90 95

Thr Gly Gln Gly Asp Lys Thr Lys Cys Phe Tyr Cys Asp Gly Gly Leu
 100 105 110

Lys Asp Trp Glu Asn His Asp Val Pro Trp Glu Gln His Ala Arg Trp
 115 120 125

Phe Asp Arg Cys Ala Tyr Val Leu Cys Lys Ile Cys Tyr Ala Glu Glu
 130 135 140

Arg Asn Val Cys Phe Val Pro Cys Gly His Val Val Ala Cys Ala Lys
 145 150 155 160

Cys Ala Leu Ala Ala Asp Lys Cys Pro Met Cys Arg
 165 170

<210> 10
 <211> 172
 <212> PRT
 <213> Trichoplusia ni

<400> 10
 Glu Asp Glu Arg Ile Lys Thr Phe Glu Lys Trp Pro Val Ser Phe Leu
 1 5 10 15

Ser Gly Glu Gln Leu Ala Arg Asn Gly Phe Tyr Tyr Leu Gly Arg Gly
 20 25 30

Asp Glu Val Arg Cys Ala Phe Cys Lys Val Glu Ile Met Arg Trp Val
 35 40 45

Glu Gly Asp Asp Pro Ala Lys Asp His Gln Arg Trp Ala Pro Gln Cys
 50 55 60

Pro Phe Val Glu Ala Ala Arg Leu Arg Ser Phe Lys Asp Trp Pro Arg
 65 70 75 80

Cys Met Arg Gln Lys Pro Glu Glu Leu Ala Glu Ala Gly Phe Phe Tyr
 85 90 95

Thr Gly Gln Gly Asp Lys Thr Lys Cys Phe Tyr Cys Asp Gly Gly Leu
 100 105 110

Lys Asp Trp Glu Asn Asp Asp Val Pro Trp Glu Gln His Ala Arg Trp
 115 120 125

Phe Asp Arg Cys Ala Tyr Val Leu Cys Lys Ile Cys Phe Ala Glu Glu
 130 135 140

10/16

Arg Asn Val Cys Phe Val Pro Cys Gly His Val Val Ala Cys Ala Lys
145 150 155 160

Cys Ala Leu Ala Ala Asp Lys Cys Pro Met Cys Arg
165 170

<210> 11
<211> 172
<212> PRT
<213> Cydia pomonella granulovirus

<400> 11
Glu Asp Val Arg Leu Asn Thr Phe Glu Lys Trp Pro Val Ser Phe Leu
1 5 10 15

Ser Pro Glu Thr Met Ala Lys Asn Gly Phe Tyr Tyr Leu Gly Arg Ser
20 25 30

Asp Glu Val Arg Cys Ala Phe Cys Lys Val Glu Ile Met Arg Trp Lys
35 40 45

Glu Gly Glu Asp Pro Ala Ala Asp His Lys Lys Trp Ala Pro Gln Cys
50 55 60

Pro Phe Val Glu Ala Ala Arg Val Lys Ser Phe His Asn Trp Pro Arg
65 70 75 80

Cys Met Lys Gln Arg Pro Glu Gln Met Ala Asp Ala Gly Phe Phe Tyr
85 90 95

Thr Gly Tyr Gly Asp Asn Thr Lys Cys Phe Tyr Cys Asp Gly Gly Leu
100 105 110

Lys Asp Trp Glu Pro Glu Asp Val Pro Trp Glu Gln His Val Arg Trp
115 120 125

Phe Asp Arg Cys Ala Tyr Val Leu Cys Lys Ile Cys Tyr Val Glu Glu
130 135 140

Cys Ile Val Cys Phe Val Pro Cys Gly His Val Val Ala Cys Ala Lys
145 150 155 160

Cys Ala Leu Ser Val Asp Lys Cys Pro Met Cys Arg
165 170

<210> 12
<211> 172
<212> PRT
<213> Orgyia pseudotsugata

<400> 12
Lys Ala Ala Arg Leu Gly Thr Tyr Thr Asn Trp Pro Val Gln Phe Leu
1 5 10 15

11/16

Glu Pro Ser Arg Met Ala Ala Ser Gly Phe Tyr Tyr Leu Gly Arg Gly
 20 25 30

Asp Glu Val Arg Cys Ala Phe Cys Lys Val Glu Ile Thr Asn Trp Val
 35 40 45

Arg Gly Asp Asp Pro Glu Thr Asp His Lys Arg Trp Ala Pro Gln Cys
 50 55 60

Pro Phe Val Glu Ala Ala Arg Leu Arg Thr Phe Ala Glu Trp Pro Arg
 65 70 75 80

Gly Leu Lys Gln Arg Pro Glu Glu Leu Ala Glu Ala Gly Phe Phe Tyr
 85 90 95

Thr Gly Gln Gly Asp Lys Thr Arg Cys Phe Cys Cys Asp Gly Gly Leu
 100 105 110

Lys Asp Trp Glu Pro Asp Asp Ala Pro Trp Gln Gln His Ala Arg Trp
 115 120 125

Tyr Asp Arg Cys Glu Tyr Val Leu Cys Lys Ile Cys Leu Gly Ala Glu
 130 135 140

Lys Thr Val Cys Phe Val Pro Cys Gly His Val Val Ala Cys Gly Lys
 145 150 155 160

Cys Ala Ala Gly Val Thr Thr Cys Pro Val Cys Arg
 165 170

<210> 13

<211> 172

<212> PRT

<213> Drosophila melanogaster

<400> 13

Glu Glu Thr Arg Leu Lys Thr Phe Thr Asp Trp Pro Leu Asp Trp Leu
 1 5 10 15

Asp Lys Arg Gln Leu Ala Gln Thr Gly Met Tyr Phe Thr His Ala Gly
 20 25 30

Asp Lys Val Lys Cys Phe Phe Cys Gly Val Glu Ile Gly Cys Trp Glu
 35 40 45

Gln Glu Asp Gln Pro Val Pro Glu His Gln Arg Trp Ser Pro Asn Cys
 50 55 60

Pro Leu Leu Glu Thr Ala Arg Leu Arg Thr Phe Glu Ala Trp Pro Arg
 65 70 75 80

Asn Leu Lys Gln Lys Pro His Gln Leu Ala Glu Ala Gly Phe Phe Tyr
 85 90 95

Thr Gly Val Gly Asp Arg Val Arg Cys Phe Ser Cys Gly Gly Leu
 100 105 110

12/16

Met Asp Trp Asn Asp Asn Asp Glu Pro Trp Glu Gln His Ala Leu Trp
115 120 125

Leu Ser Gln Cys Arg Phe Val Leu Cys Lys Ile Cys Tyr Gly Ala Glu
130 135 140

Tyr Asn Thr Ala Phe Leu Pro Cys Gly His Val Val Ala Cys Ala Lys
145 150 155 160

Cys Ala Ser Ser Val Thr Lys Cys Pro Leu Cys Arg
165 170

<210> 14

<211> 68

<212> PRT

<213> Bombyx mori

<400> 14

Glu Ala Ala Arg Leu Ala Thr Phe Lys Asp Trp Pro Arg Arg Met Arg
1 5 10 15

Gln Lys Pro Glu Glu Leu Ala Glu Ala Gly Phe Phe Tyr Thr Gly Gln
20 25 30

Gly Asp Lys Thr Lys Cys Phe Tyr Cys Asp Gly Gly Leu Lys Asp Trp
35 40 45

Glu Ser Asp Asp Val Pro Trp Glu Gln His Ala Arg Trp Phe Asp Arg
50 55 60

Cys Ala Tyr Val
65

<210> 15

<211> 68

<212> PRT

<213> Spodoptera frugiperda

<400> 15

Glu Ala Ala Arg Leu Arg Ser Phe Lys Asp Trp Pro Arg Cys Met Arg
1 5 10 15

Gln Lys Pro Glu Glu Leu Ala Glu Ala Gly Phe Phe Tyr Thr Gly Gln
20 25 30

Gly Asp Lys Thr Lys Cys Phe Tyr Cys Asp Gly Gly Leu Lys Asp Trp
35 40 45

Glu Asn His Asp Val Pro Trp Glu Gln His Ala Arg Trp Phe Asp Arg
50 55 60

Cys Ala Tyr Val
65

13/16

<210> 16
<211> 68
<212> PRT
<213> Trichoplusia ni

<400> 16
Glu Ala Ala Arg Leu Arg Ser Phe Lys Asp Trp Pro Arg Cys Met Arg
1 5 10 15

Gln Lys Pro Glu Glu Leu Ala Glu Ala Gly Phe Phe Tyr Thr Gly Gln
20 25 30

Gly Asp Lys Thr Lys Cys Phe Tyr Cys Asp Gly Gly Leu Lys Asp Trp
35 40 45

Glu Asn Asp Asp Val Pro Trp Glu Gln His Ala Arg Trp Phe Asp Arg
50 55 60

Cys Ala Tyr Val
65

<210> 17
<211> 68
<212> PRT
<213> Cydia pomonella granulovirus

<400> 17
Glu Ala Ala Arg Val Lys Ser Phe His Asn Trp Pro Arg Cys Met Lys
1 5 10 15

Gln Arg Pro Glu Gln Met Ala Asp Ala Gly Phe Phe Tyr Thr Gly Tyr
20 25 30

Gly Asp Asn Thr Lys Cys Phe Tyr Cys Asp Gly Gly Leu Lys Asp Trp
35 40 45

Glu Pro Glu Asp Val Pro Trp Glu Gln His Val Arg Trp Phe Asp Arg
50 55 60

Cys Ala Tyr Val
65

<210> 18
<211> 68
<212> PRT
<213> Orgyia pseudotsugata

<400> 18
Glu Ala Ala Arg Leu Arg Thr Phe Ala Glu Trp Pro Arg Gly Leu Lys
1 5 10 15

Gln Arg Pro Glu Glu Leu Ala Glu Ala Gly Phe Phe Tyr Thr Gly Gln
20 25 30

Gly Asp Lys Thr Arg Cys Phe Cys Cys Asp Gly Gly Leu Lys Asp Trp
35 40 45

14/16

Glu Pro Asp Asp Ala Pro Trp Gln Gln His Ala Arg Trp Tyr Asp Arg
50 55 60

Cys Glu Tyr Val
65

<210> 19
<211> 68
<212> PRT
<213> Drosophila melanogaster

<400> 19
Glu Thr Ala Arg Leu Arg Thr Phe Glu Ala Trp Pro Arg Asn Leu Lys
1 5 10 15

Gln Lys Pro His Gln Leu Ala Glu Ala Gly Phe Phe Tyr Thr Gly Val
20 25 30

Gly Asp Arg Val Arg Cys Phe Ser Cys Gly Gly Gly Leu Met Asp Trp
35 40 45

Asn Asp Asn Asp Glu Pro Trp Glu Gln His Ala Leu Trp Leu Ser Gln
50 55 60

Cys Arg Phe Val
65

<210> 20
<211> 37
<212> PRT
<213> Bombyx mori

<400> 20
Leu Cys Lys Ile Cys Tyr Ser Glu Glu Arg Asn Val Cys Phe Val Pro
1 5 10 15

Cys Gly His Val Val Ala Cys Ala Lys Cys Ala Leu Ser Thr Asp Lys
20 25 30

Cys Pro Met Cys Arg
35

<210> 21
<211> 37
<212> PRT
<213> Spodoptera frugiperda

<400> 21
Leu Cys Lys Ile Cys Tyr Ala Glu Glu Arg Asn Val Cys Phe Val Pro
1 5 10 15

Cys Gly His Val Val Ala Cys Ala Lys Cys Ala Leu Ala Ala Asp Lys
20 25 30

15/16

Cys Pro Met Cys Arg
35

<210> 22
<211> 37
<212> PRT
<213> Trichoplusia ni

<400> 22
Leu Cys Lys Ile Cys Phe Ala Glu Glu Arg Asn Val Cys Phe Val Pro
1 5 10 15

Cys Gly His Val Val Ala Cys Ala Lys Cys Ala Leu Ala Ala Asp Lys
20 25 30

Cys Pro Met Cys Arg
35

<210> 23
<211> 37
<212> PRT
<213> Cydia pomonella granulovirus

<400> 23
Leu Cys Lys Ile Cys Tyr Val Glu Glu Cys Ile Val Cys Phe Val Pro
1 5 10 15

Cys Gly His Val Val Ala Cys Ala Lys Cys Ala Leu Ser Val Asp Lys
20 25 30

Cys Pro Met Cys Arg
35

<210> 24
<211> 37
<212> PRT
<213> Orgyia pseudotsugata

<400> 24
Leu Cys Lys Ile Cys Leu Gly Ala Glu Lys Thr Val Cys Phe Val Pro
1 5 10 15

Cys Gly His Val Val Ala Cys Gly Lys Cys Ala Ala Gly Val Thr Thr
20 25 30

Cys Pro Val Cys Arg
35

<210> 25
<211> 37
<212> PRT
<213> Drosophila melanogaster

16/16

<400> 25
Leu Cys Lys Ile Cys Tyr Gly Ala Glu Tyr Asn Thr Ala Phe Leu Pro
1 5 10 15
Cys Gly His Val Val Ala Cys Ala Lys Cys Ala Ser Ser Val Thr Lys
20 25 30
Cys Pro Leu Cys Arg
35

(12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property Organization
International Bureau



(43) International Publication Date
11 July 2002 (11.07.2002)

PCT

(10) International Publication Number
WO 02/053586 A3

(51) International Patent Classification⁷: C12N 15/12, C07K 14/435, A01K 67/027, C12N 15/82, 15/62, C07K 16/18, G01N 33/53, 33/68, 33/50

(21) International Application Number: PCT/US02/00314

(22) International Filing Date: 7 January 2002 (07.01.2002)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data:
60/260,478 8 January 2001 (08.01.2001) US

(71) Applicant (for all designated States except US): THE BURNHAM INSTITUTE [US/US]; 10901 N. Torrey Pines Road, La Jolla, CA 92037 (US).

(72) Inventor: MAEDA, Susumu (deceased).

(72) Inventors; and

(75) Inventors/Applicants (for US only): HUANG, Qihong [CN/US]; * (US). REED, John, C. [US/US]; 17044 El Camino Real, P.O. Box 137, Rancho Santa Fe, CA 92067 (US). DEVERAUX, Quinn, L. [US/US]; * (US).

(74) Agents: WETHERELL, John, R., Jr. et al.; Pillsbury Winthrop LLP, 50 Fremont Street, P.O. Box 7880, San Francisco, CA 94105-7880 (US).

(81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, OM, PH, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZM, ZW.

(84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

Published:
— with international search report

(88) Date of publication of the international search report:
1 May 2003

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

WO 02/053586 A3

(54) Title: INHIBITOR OF APOPTOSIS PROTEINS AND NUCLEIC ACIDS AND METHODS FOR MAKING AND USING THEM

(57) Abstract: The invention provides polypeptides comprising inhibitor of apoptosis protein (IAP) family members, such as BmIAP initially derived from *Bombyx mori* BrmN cells, and nucleic acids encoding them, and methods for making and using these compositions, including their use for inhibiting apoptosis.

INTERNATIONAL SEARCH REPORT

International Application No
PCT/US 02/00314

A. CLASSIFICATION OF SUBJECT MATTER				
IPC 7	C12N15/12	C07K14/435	A01K67/027	C12N15/82
	C07K16/18	G01N33/53	G01N33/68	C12N15/62

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 C07K C12N

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the International search (name of data base and, where practical, search terms used)

MEDLINE, EPO-Internal, SEQUENCE SEARCH, CHEM ABS Data, WPI Data, EMBL

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	<p>HUANG QIHONG ET AL: "Evolutionary conservation of apoptosis mechanisms: Lepidopteran and baculoviral inhibitor of apoptosis proteins are inhibitors of mammalian caspase-9" PROCEEDINGS OF THE NATIONAL ACADEMY OF SCIENCES OF USA, NATIONAL ACADEMY OF SCIENCE, WASHINGTON, US, vol. 97, no. 4, 15 February 2000 (2000-02-15), pages 1427-1432, XP002187193 ISSN: 0027-8424 abstract; figures 1-4</p> <p style="text-align: center;">-/-</p>	1-69

Further documents are listed in the continuation of box C.

Patent family members are listed in annex.

* Special categories of cited documents :

- *A* document defining the general state of the art which is not considered to be of particular relevance
- *E* earlier document but published on or after the international filing date
- *L* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- *O* document referring to an oral disclosure, use, exhibition or other means
- *P* document published prior to the International filing date but later than the priority date claimed

- *T* later document published after the International filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- *X* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- *Y* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- *&* document member of the same patent family

Date of the actual completion of the International search

31 January 2003

Date of mailing of the International search report

13/02/2003

Name and mailing address of the ISA

European Patent Office, P.B. 5818 Patentlaan 2
 NL - 2280 HV Rijswijk
 Tel. (+31-70) 340-2040, Tx. 31 651 epo nl.
 Fax: (+31-70) 340-3016

Authorized officer

Gurdjian, D

INTERNATIONAL SEARCH REPORT

Internal application No
PCT/US 02/00314

C(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT		
Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	TAMBUNAN J ET AL: "Molecular cloning of a cDNA encoding a silkworm protein that contains the conserved BH regions of Bcl-2 family proteins." GENE. NETHERLANDS 8 JUN 1998, vol. 212, no. 2, 8 June 1998 (1998-06-08), pages 287-293, XP002229427 ISSN: 0378-1119 abstract; figure 3	1-69
Y	WO 99 47689 A (CAIMI PERRY G ;DU PONT (US); SAKAI HAJIME (US); TINGEY SCOTT V (US) 23 September 1999 (1999-09-23) abstract; claims 1-28; figure 1	24-32, 65-69
Y	WO 98 53091 A (BURNHAM INST) 26 November 1998 (1998-11-26) claims 1-39; figures 1-8	54-64
A	SESHAGIRI SOMASEKAR ET AL: "Baculovirus-based genetic screen for antiapoptotic genes identifies a novel IAP" JOURNAL OF BIOLOGICAL CHEMISTRY, AMERICAN SOCIETY OF BIOLOGICAL CHEMISTS, BALTIMORE, MD, US, vol. 274, no. 51, 17 December 1999 (1999-12-17), pages 36769-36773, XP002187191 ISSN: 0021-9258 abstract; figures 2,3	1-69
P,X	HUANG Q ET AL: "Cloning and characterization of an inhibitor of apoptosis protein (IAP) from Bombyx mori." BIOCHIMICA ET BIOPHYSICA ACTA. NETHERLANDS 15 JAN 2001, vol. 1499, no. 3, 15 January 2001 (2001-01-15), pages 191-198, XP004278229 ISSN: 0006-3002 the whole document	1-30

Form PCT/ISA/210 (continuation of second sheet) (July 1992)

INTERNATIONAL SEARCH REPORT

Information on patent family members

Internal Ref.	Application No.
	PCT/US 02/00314

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
WO 9947689	A 23-09-1999	AU 2903099 A AU 2995299 A BR 9908025 A EP 1062353 A2 EP 1062355 A1 WO 9947688 A1 WO 9947689 A2	11-10-1999 11-10-1999 09-01-2001 27-12-2000 27-12-2000 23-09-1999 23-09-1999
WO 9853091	A 26-11-1998	AU 6898898 A EP 0983376 A1 JP 2001510345 T WO 9853091 A1	11-12-1998 08-03-2000 31-07-2001 26-11-1998